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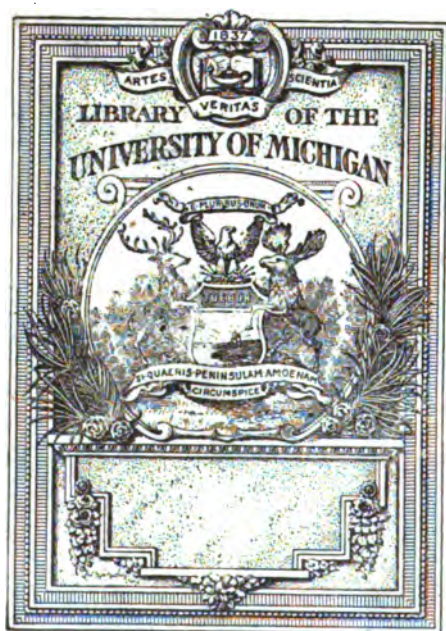
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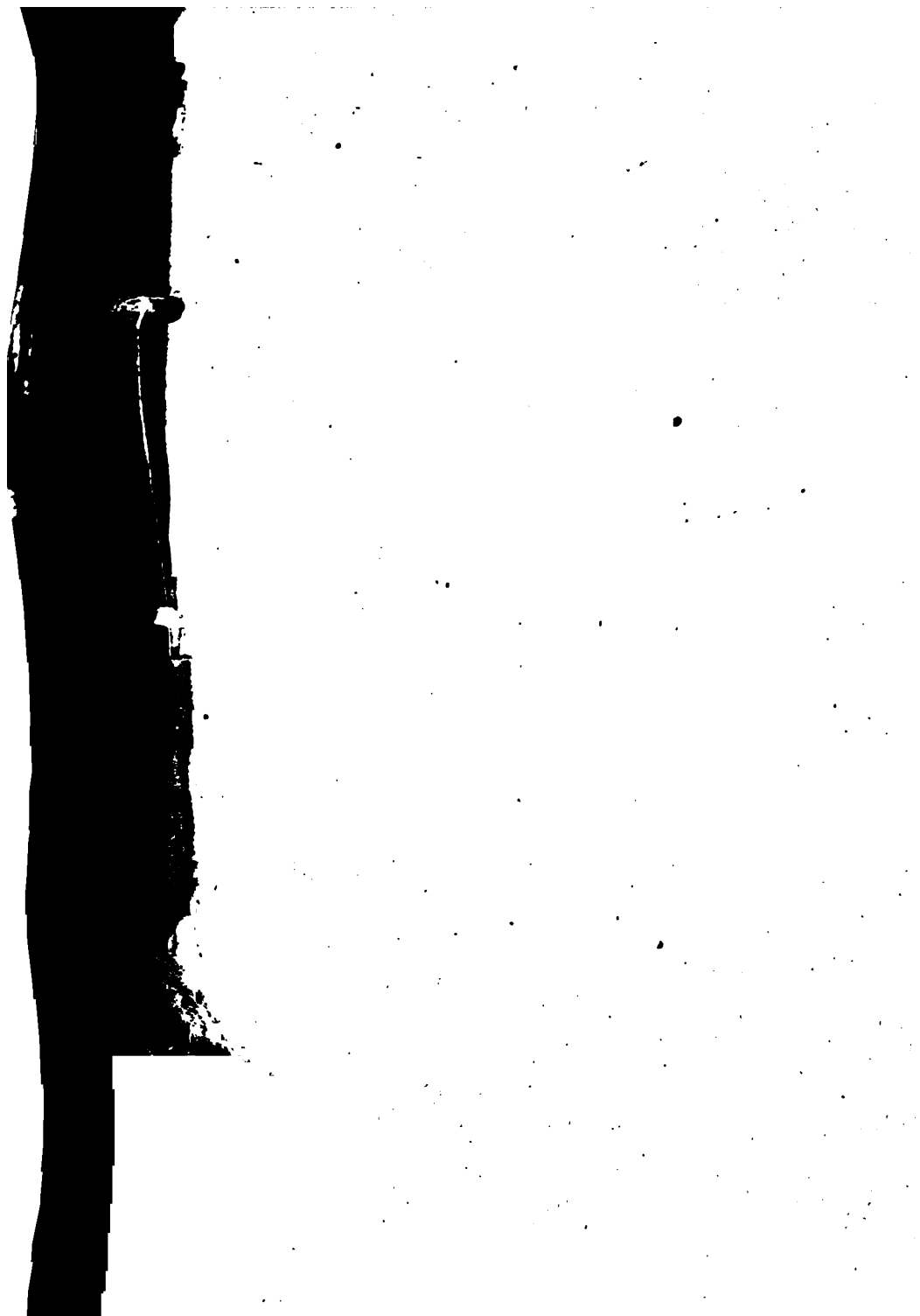
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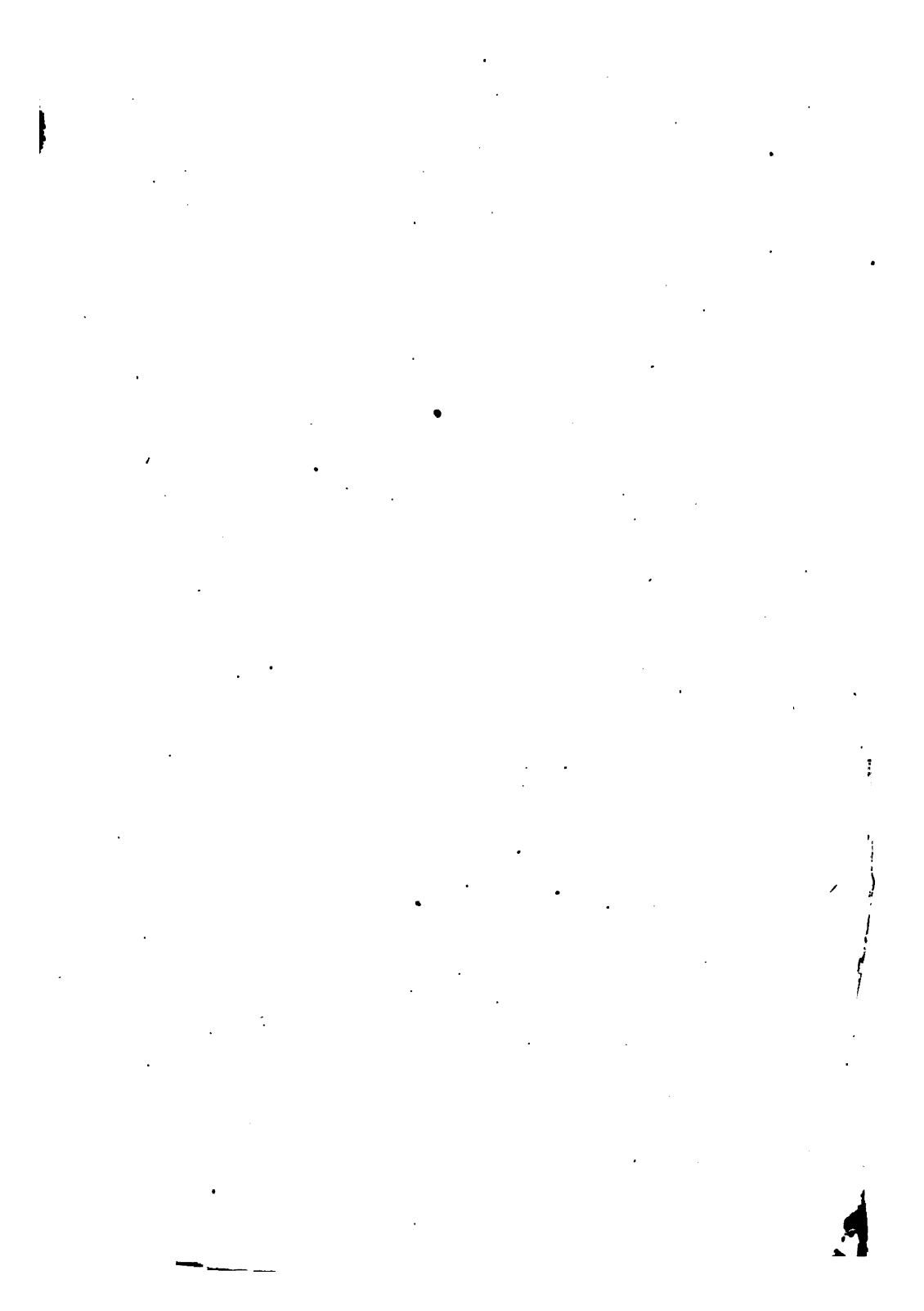
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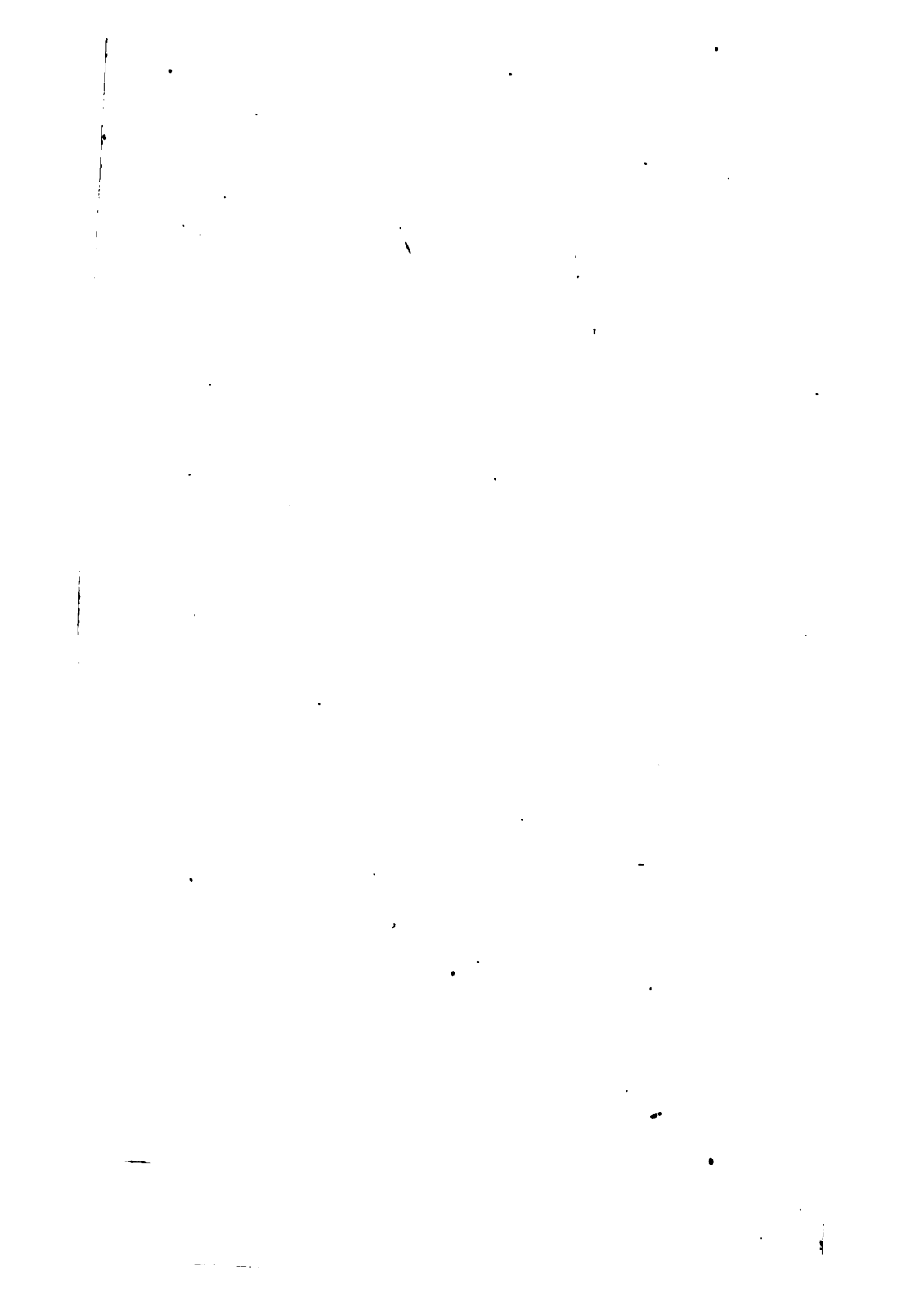












IN ASSEMBLY.

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JOURNAL OF PROCEEDINGS

OF THE

TWENTY-FOURTH ANNUAL SESSION

OF THE

WISCONSIN, LEGISLATURE.

FOR 1871.

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MADISON, WIS.:

ATWOOD & CULVER, STATE PRINTERS,  
1871.



IN ASSEMBLY.

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JOURNAL OF PROCEEDINGS

OF THE

TWENTY-FOURTH ANNUAL SESSION.

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WEDNESDAY JANUARY 11, 1871.

The twenty-fourth annual session of the legislature of the State of Wisconsin began on the second Wednesday in January, the 11th day of said month, A. D. 1871.

At 12 o'clock M., of said day, the assembly was called to order by Ephraim W. Young, chief clerk of the assembly at the twenty-third annual session thereof, and a list of the members elect as certified to by the secretary of state, was then read as follows:

*List of the Members of Assembly of the State of Wisconsin, elected at a special election held on the 31st day of December, 1870.*

*Buffalo County—A. F. Allen.*

I, L. Breeze, Secretary of State of the State of Wisconsin, do hereby certify that the foregoing is a correct list of Members of Assembly of the State of Wisconsin, elected at a special election held on the 31st day of December, 1870, as appears from the certificate of the Clerk of the Board of Supervisors of the county in which such special election was held, which certificate is now on file in this office.

[SEAL.]

In witness whereof, I have hereunto set my hand and affixed the great seal of the State, at the capitol in Madison, this tenth day of January, A. D. 1871.

L. BREEZE,  
*Secretary of State.*



*List of members of the Assembly, elected in the State of Wisconsin, at the general election held therein on the 8th day of November, A. D. 1870.*

*Adams*—Anson Rood.

*Brown*—

1st dist., Joseph S. Curtis.

2d dist., D. Cooper Ayres.

*Buffalo*—

*Calumet*—William H. Dick.

*Columbia*—

1st dist., Stillman E. Dana.

2d dist., Thomas Sanderson.

3d dist., George G. Marvin.

*Crawford*—D. W. Briggs.

*Dane*—

1st dist., L. O. Humphrey.

2d dist., K. O. Heimdal.

3d dist., Matthew Anderson.

4th dist., Ole Torgerson.

5th dist., Harlow S. Orton.

*Dodge*—

1st dist., William E. Smith.

2d dist., Allen H. Atwater.

3d dist., William Rusch.

4th dist., Marcus Trumer.

*Dunn and Chippewa*—James A. Bate.

*Fond du Lac*—

1st dist., Jehdeiah Bowen.

2d dist., John A. Baker.

3d dist., Gerrit T. Thorn.

4th dist., U. D. Mihills.

5th dist., Michael Lonergan.

6th dist., Joseph Wagner.

*Grant*—

1st dist., Joseph Harris.

2d dist., H. B. Coons.

3d dist., J. C. Holloway.

4th dist., W. W. Field.

5th dist., George H. Chambers.

*Green*—

1st dist., Orrin Bacon.

2d dist., M. H. Pengra.

*Green Lake*—Archibald Nichols.

*Iowa*—

1st dist., Henry C. Barnard.

2d dist., John J. Davis.

*Jackson and Clark*—George W. King.

*Jefferson—*

- 1st dist., Daniel Hall.
- 2d dist., W. L. Hoskins.
- 3d dist., Nelson Fryer.
- 4th dist., H. J. Ball.

*Juneau—*P. R. Briggs.*Kenosha—*J. W. Rhodes.*Kewaunee and Door—*Joseph McCormick.*La Crosse—*

- 1st dist., G. C. Hixon.
- 2d dist., P. G. Moulton.

*La Fayette—*

- 1st dist., Henry W. Barnes.
- 2d dist., Patrick Galagan.

*Manitowoc—*

- 1st dist., Svend Samuelson.
- 2d dist., M. Fitzgerald.
- 3d dist., Joseph Rankin.

*Marquette—*S. A. Pease.*Marathon and Wood—*R. P. Manson.*Monroe—*D. D. Cheney.*Milwaukee—*

- 1st dist., James S. White.
- 2nd dist., August Richter.
- 3d dist., James Hoyer.
- 4th dist., Charles M. Hoyt.
- 5th dist., Charles F. Freeman.
- 6th dist., Daniel H. Richards.
- 7th dist., Matthew Keenan.
- 8th dist., John L. Semmann.
- 9th dist., Valentin Knoell.
- 10th dist., James Watts.

*Oconto and Shawano—*Parlan Semple.*Outagamie—*E. E. McIntosh.*Ozaukee—*Charles G. Meyer.*Pepin and Eau Claire—*Henry Cousins.*Pierce—*O. S. Powell.*Polk, Douglas, Bayfield, Ashland, Barron and Burnett—*

Samuel S. Vaughn.

*Portage—*Thomas H. McDill.*Racine—*

- 1st dist., L. B. Blake.
- 2nd dist., George Bremner.

*Richland—*Elihu Bailey.*Rock—*

- 1st dist., H. H. Peterson.
- 2nd dist., R. T. Powell.
- 3d dist., Adelmorn Sherman.
- 4th dist., John Hammond.
- 5th dist., Willard Merrill.

*Sauk—*

1st dist., C. C. Kuntz.

2d dist., George G. Swain.

*Sheboygan—*

1st dist., Charles Etling.

2d dist., Enos Eastman.

3d dist., Hiram Smith.

*St. Croix—*R. K. Fay.*Trempealeau—*A. A. Arnold.*Vernon—*

1st dist., J. W. Hoyt.

2d dist., H. A. Chase.

*Walworth—*

1st dist., John Jeffers.

2d dist., Amzy Merriam.

3d dist., S. A. White.

*Washington—*

1st dist., B. S. Weil.

2d dist., D. W. Maxon.

*Waupaca—*George E. More.*Wausara—*E. Montgomery.*Waukesha—*

1st dist., L. D. Hinkley.

2d dist., J. D. McDonald.

3d dist., Wm. Ockler.

*Winnebago—*

1st dist., R. J. Judd.

2d dist., W. P. Rounde.

3d dist., F. A. Morgan.

I, L. Breese, Secretary of State of the State of Wisconsin, do hereby certify that the foregoing is a true and correct list of the members of the Assembly of the State of Wisconsin, elected at the general election, held on the 8th day of November, 1870, as appears from the certificates of the several clerks of the boards of supervisors of the several counties named in the foregoing list now on file in this office.

In testimony whereof I have hereunto set my hand and affixed the Great Seal of the State, at the capitol, in Madison, this

[L. s.]

5th day of January, A. D., 1871.

L. BREESE,

*Secretary of State.*

All the gentlemen above certified as members elect, who were present, subscribed the oath of office, which was administered by S. S. Barlow, Attorney General.

The roll being then called, the following gentlemen answered to their names :

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davies, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knøll, Kuntz, Louergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mibills, Montgomery, Morgan, Moore, Moulton, Nichols, Ockler, Øtling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Semple, Sherman, H. Smith, Wm. E. Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White—98.

### ELECTION OF OFFICERS.

Mr Field moved that the Assembly do now proceed to the election of Speaker of the Assembly,

Which motion prevailed, and

The roll being called,

The following gentlemen voted for Hon. Wm. E. Smith :

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kuntz, Marvin, McDill, Merriam, Merrill, Mibills, Montgomery, Morgan, More, Moulton, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Samuelson, Sanderson, Semple, Sherman, H. Smith, Swain, Torgerson and Vaughn—59.

The following gentlemen voted for Hon. D. W. Maxon :

Messrs. Anderson, Ball, Barnard, Barney, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoskins, Hoye, C. M. Hoyt, Keenan, Knøll, Lonegan, Manson, McCormick, McDonald, McIntosh, Ockler, Øtling, Orton, Pease, Rankin, Richards, Richter, Rusch, Semman, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—38.

Mr. Maxon voted for Hon. J. McCormick.

Mr. Meyer voted for Hon. H. S. Orton.

Mr. Wm. E. Smith voted for Hon. W. W. Field.

Hon. Wm. E. Smith having received the greatest number of votes cast, was declared duly elected speaker of the assembly, and

Messrs. W. W. Field and D. W. Maxon were appointed to escort the speaker elect to the chair, who

Upon taking the chair and being introduced by Mr. Maxon, said :

*Gentlemen of the Assembly :*

I appreciate the high compliment of an election to preside over your deliberations during the present session. I thank you most sincerely for this expression of your confidence and regard. The position of speaker is an honorable and responsible one. Its duties are frequently of a difficult and perplexing character. I can only assure you, gentlemen, that I will earnestly endeavor to discharge these duties fairly, honestly and impartially, and with your assistance and co-operation, I shall hope to maintain that dignity and regularity in the proceedings which are so essential to the harmony and success of every deliberative body.

I trust that our session may be noted for the exercise of the strictest economy compatible with the public interest, and for the zeal and industry of its efforts to promote the general welfare and interests of the State.

It is now competent for you to complete the organization of the assembly by the election of the chief clerk and sergeant-at-arms.

On motion of Mr. D. W. Maxon the Assembly then proceeded to the election of Chief Clerk of the Assembly, and

The roll being called:

The following gentlemen voted for E. W. Young :

Messrs. Allen, Arnold, Atwater, Ayers, Bacon, Bailey, Baker, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kuntz, Martin, McDill, Merriam, Merrill, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Samuelson, Sanderson, Semple, Sherman, H. Smith, Swain, Torgerson, Vaughn and Mr. Speaker—60.

The following gentlemen voted for Mr. W. H. Peck :

Messrs. Anderson, Bull, Barnard, Barnes, Coon, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoyer, C. M. Hoyt, Keenan, Knoll, Lonagan, Manson, Maxon, McCormick, McDonald, McIntosh, Meyer, Ockler, Ebling, Orton, Pease, Rankin, Richards, Richter, Busch, Semman, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White.—39.

Mr. Young having received the largest number of votes cast, was declared duly elected.

The oath of office was then administered by the Speaker, and he entered upon the discharge of his duties.

On motion of Mr. Hall, the Assembly then proceeded to the election of Sergeant-at-Arms of the Assembly, and

The roll being called,

The following gentlemen voted for Mr. Sam. S. Fifield :

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers,

Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kuntz, Marvin, McDill, Merriam, Merrill, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Samuelson, Sanderson, Semple, Sherman, H. Smith, Swain, Torgerson, Vaughn, Mr Speaker—60.

The following gentlemen voted for Mr. John Black :

Messrs. Ball, Barnard, Barnes, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoskins, Hoye, C. M. Hoyt, Keenan, Knøll, Lonagan, Manson, Maxon, McCormick, McDonald, McIntosh, Meyer, Ockler, Etling, Orton, Pease, Rankin, Richards, Richter, Rusch, Semmann, Trumer, Wagner, Watts, Weil, J. S. White, S. A. White—38.

Mr. Fifield having received the largest number of votes was declared duly elected Sergeant at-Arms of the Assembly,

---

Mr. D. W. Maxon moved that the rules of the last session of the Assembly be adopted as the rules of the present session of the Assembly, until otherwise ordered,

Which motion prevailed.

---

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has perfected its organization, by the election of O. R. Smith, Chief Clerk, and W. W. Baker, Sergeant-at-Arms, and is now ready to proceed to business.

---

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in the following joint resolution :

Jt. Res. No. 1, S.,

*Resolved by the Senate, the Assembly concurring,* That a joint committee of the two houses be appointed, consisting of two from the Senate and three from the Assembly, to wait on his Excellency, the Governor, and notify him that the two houses are organized and ready to receive any communication he may be pleased to make.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has adopted and asks the concurrence of the Assembly in

M. C. No. 1 S.,

Memorial to Congress for the renewal of the grant to aid in the construction of a rail road from St. Croix River or Lake, to the west end of Lake Superior and Bayfield.

---

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 1, S.,

Providing a joint select committee to wait upon His Excellency, the Governor of Wisconsin,

Was concurred in, and

The Speaker appointed as such committee on the part of the Assembly, Messrs. Hall, Swain and Pease.

M. C. No. 1, S.,

Memorial to Congress for the renewal of the grant to aid in the construction of a Railroad from Saint Croix River or Lake to the west end of Lake Superior and to Bayfield,

Was read a first and second times, and

On motion of Mr. Fay, the rules were suspended.

Mr. Bailey moved that said memorial be referred to an appropriate standing committee.

Which motion was lost, and

Said memorial was read a third time and concurred in.

---

RESOLUTIONS INTRODUCED.

By Mr. Hall :

Jt. Res. No. 1 A.,

*Resolved by the Assembly, the Senate concurring,* That the joint rules of the last Senate and Assembly are hereby adopted as the joint rules of this Senate and Assembly until otherwise ordered.

Which resolution was adopted.

---

Mr. Curtis moved that Hon. Mr. McCormick, in consideration of his advanced age, be allowed to select his seat in advance of the regular drawing.

Which motion prevailed.



On motion of Mr. Swain,  
The Assembly adjourned to 3 o'clock, P. M.

---

3 o'clock P. M.

### RESOLUTIONS INTRODUCED.

By M. Fields ;

Jt. Res. No. 2 A.,

*Resolved by the Assembly, the Senate concurring,* That a Joint Select Committee of nine be appointed, six from the Assembly and three from the Senate, to whom shall be referred all bills and resolutions relative to the redistricting of the State into Congressional, Senatorial and Assembly districts.

Which lies over.

By Mr. Moulton :

Res. No. 1, A.,

*Resolved,* That the members of the Assembly do now proceed to the drawing of seats, as follows : That the members retire to the lobby, and that the clerk shall put the names of each member upon a separate piece of paper, and put all said pieces of paper in a hat, to be drawn therefrom one at a time, and upon the drawing of the name of any member he shall select his seat and announce the number thereof, and shall occupy said seat until the drawing is completed, under the penalty of losing his claim thereto,

Seat No. 90 being exempt from the above resolution, having been selected by Mr. McCormick.

Which resolution was adopted, and

The selection of seats was so made.

By Mr. Maxon :

Res. No. 2, A.,

*Resolved,* That the chief clerk is hereby instructed to inform the Senate that the Assembly has organized by the election of Wm. E. Smith as speaker, E. W. Young as chief clerk, and S. S. Fifield as sergeant-at-arms, and is now ready to proceed to business.

Which was adopted.

---

### REPORTS OF SELECT COMMITTEES.

The joint committee appointed under Joint Resolution No. 1, S., to wait upon His Excellency, the Governor, and inform him of the organization of the two Houses of the Legislature, and of their

readiness to receive any communication he might be pleased to make, through their chairman, Mr. Hall reported that they had performed the duty devolving upon them, and that His Excellency, the Governor, would communicate his annual message to the Legislature, on to-morrow, the 12th inst., at 10 12 o'clock A. M.

---

### RESOLUTIONS INTRODUCED.

By Mr. Sherman :

Jt. Res. No. 8, A.,

*Resolved by the Assembly the Senate concurring,* That the Senate and Assembly will meet in joint convention in the Assembly chamber at half past ten o'clock A. M., to-morrow, for the purpose of receiving the message of His Excellency, the Governor.

Which was adopted.

---

On motion of Mr. Pease,  
The Assembly adjourned.

---

THURSDAY, JANUARY 12, 1871.

10 o'clock, A. M.

The Assembly met.

The Speaker in the chair.

---

Mr. Orton announced the presence of Mr. Thorn, who appeared within the bar of the Assembly; the oath of office was administered by the Speaker and he took his seat.

---

### RESOLUTIONS INTRODUCED.

By Mr. Sherman :

Res. No. 8, A.,

*Resolved,* That the speaker of the assembly is hereby requested to invite the resident clergy of Madison to open the morning sessions of the assembly with prayer.

Which lies over.

By Mr. Rood :

Res. No. 4, A.,

*Resolved*, That the secretary of state be, and is hereby instructed to furnish each member of the assembly, the chief clerk and sergeant-at-arms with one copy of the revised statutes, and one copy of the general and local laws of 1870, and one copy of the senate and assembly journal of the last session of the legislature.

Which lies over.

By Mr. Maxon :

Jt. Res. No. 4 A.,

*Resolved by the Assembly and Senate of the State of Wisconsin*, That any duties levied upon imports, which taxes one section of the country for the benefit of the other, or protects one class of citizens at the expense of others, imposes an unjust system of taxation, that a tariff levied for any purpose other than revenue necessary to meet the wants of the government, is unauthorized by the Federal constitution.

*Resolved*, That his Excellency, the Governor, be requested to forward copies of the foregoing resolution to each of our members in Congress.

Which lies over.

---

### RESOLUTIONS CONSIDERED.

Jt. Res. No. 2 A.,

Providing a Joint Select committee of nine on the subject of the redistricting of the State,

Introduced by Mr. Field on yesterday, was,

On motion of Mr. Field,

Postponed until Monday next.

---

### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Cousins :

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

To committee on Lumber and Manufactures.

By Mr. Dana :

No. 2, A.,

A bill to amend chapter 44, general laws of 1870, entitled "an act to amend section 1 of chapter 113 of the general laws of 1867, entitled an act in relation to tax deeds."

To committee on Judiciary.

By Mr. Sherman :

No. 3, A.,

A bill to amend sections 6, 8 and 9, of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

To committee on Judiciary.

By Mr. Maxon :

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools.

To committee on Education.

By Mr. Rood :

No. 5, A.,

A bill to authorize Albert Wood to keep and maintain a ferry across the Wisconsin river.

To committee on Roads, Bridges and Ferries.

By Mr. McIntosh :

No. 6, A.,

A bill to repeal chapter 130, of the general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5, of chapter 120, of the revised statutes.

To committee on Judiciary.

By Mr. Manson :

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

To committee on Swamp and Overflowed Lands.

By Mr. Keenan :

No. 8, A.,

A bill to incorporate the Trustees of the Milwaukee County Orphans' Board.

To committee on Incorporations.

By Mr. Merriam :

No. 9, A.,

A bill to change the name of Alice Barber, and make her the heir-at-law of Joel and Julia Barber, of Geneva, Walworth county.

To committee on Local Legislation.

By Mr. Kuntz :

No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870, entitled "an act to incorporate the First Sauk County Farmers Association for the fabrication of sugar from sugar beets.

To committee on Incorporations.

By Mr. Vaughn :

No. 11, A.

A bill to authorize the Portage, Winnebago & Superior railroad company to extend its road from Superior.

To committee on Railroads.

By Mr. Harris :

No. 12, A.

A bill to amend Chap. 53 of the Private and Local Laws of 1867, entitled "An act to incorporate the Hazel Green Mining Company."

To committee on Incorporations.

By Mr. Vaughn :

No. 13, A.

A bill to authorize County Superintendents to issue Certificates to other County Superintendents.

To committee on Education.

---

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in the adoption of

Jt. Res. No. 1, A.,

Adopting joint rules of last session.

Jt. Res. No. 3, A.,

Providing for joint convention of the two houses to receive message of His Excellency the Governor.

---

On motion of Mr. Maxon,

The Assembly took a recess until 10:25 A. M.

---

10:25 A. M.

The Speaker called the Assembly to order.

Mr. Hall moved that the chief clerk be instructed to inform the Senate that the Assembly is ready to receive them in joint convention,

Which motion prevailed,

And soon thereafter,

The Honorable, the Senate of the State of Wisconsin were announced by the sergeant-at-arms, and took their seats in the Assembly Chamber, in

## JOINT CONVENTION.

Hon. Thaddeus Pound, President of the Senate, called the Joint Convention to order.

Senator Pratt moved that a Joint Committee of three, one from the Senate and two from the Assembly be appointed to wait upon His Excellency, the Governor, and State Officers, and Judges of the U. S. and Supreme Courts, and inform them that the two houses are in Joint Convention and ready to receive the message.

Which motion prevailed.

And the President appointed as such committee on the part of the Senate, Senator Pratt, and Messrs Swain and Thorn on the part of the Assembly.

The committee discharged the duty devolving upon them, and soon thereafter the sergeant-at-arms announced His Excellency, the Governor, who, with the State Officers was duly received by the Convention.

The Governor then read his

## ANNUAL MESSAGE.

(See Appendix.)

The business of the Convention having been completed,

Senator Walker moved that the Joint Convention be now dissolved,

Which motion prevailed, and

Hon. Thaddeus Pound, president, declared the Joint Convention dissolved.

---

The Speaker called the Assembly to order.

On motion of Mr. Curtiss,

The Assembly adjourned.

FRIDAY, JANUARY 13, 1871.

10 o'clock, A. M.

The Assembly met.  
The Speaker in the chair.

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#### COMMUNICATIONS.

*To the Honorable Speaker of Wisconsin General Assembly :*

Agreeably to section 13, of chapter 167, general laws of Wisconsin of 1864, I herewith transmit you statement of logs scaled within this district during season of 1870 :

Logs scaled at the boom, at the mouth of Black river, in district No. 2, 184,411,560 feet. Lumber and square timber manufactured in Upper Black river, and run to Mississippi river markets, not included in above, 10,220,000 feet, making total, 194,631,560 feet.

Lumber manufactured at La Crosse, and its immediate vicinity, out of logs scaled at the boom, 29,700,000 feet.

Number of shingles manufactured, 6,100,000.

Number of lath manufactured, 12,000,000.

Very respectfully, &c.,

GEORGE ATKINSON,

Lumber Inspector Dist. No. 2, Wis.

La Crosse, Wis., January 4th, 1871.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Bate :

Mem. No. 1, A.,

Remonstrance of H. S. Allen, J. A. Taylor and 111 others

2—A.



against the passage of any bill authorizing the damming of the Chippewa river below the head of navigation.

Which was ordered laid upon the table until the announcement of the regular standing committees.

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### RESOLUTIONS INTRODUCED.

By Mr. Sherman :

Res. No. 5, A.,

*Resolved*, That the superintendent of public property is directed to take measures to secure the upper windows of the Assembly chamber from being rattled by the wind.

Which was adopted.

By Mr. Bailey :

Res. No. 6, A.,

*Resolved*, That the hour for the daily meeting of the Assembly shall be nine o'clock A. M., unless otherwise ordered by special motion.

Which lies over.

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### RESOLUTIONS CONSIDERED.

Res. No. 3, A.,

Inviting the resident clergy of Madison to open morning sessions of the assembly with prayer,

Introduced by Mr. Sherman on yesterday,

Mr. Montgomery offered the following amendment thereto :

*“ Provided*, There shall be no money drawn from the treasury for the purpose of paying said clergy.”

Which amendment was adopted,

By the following vote :

Those who voted in the affirmative were

Messrs. Anderson, Arnold, Atwater, Ayres, Bacon, Baker, Barnard, Barnes, Bremner, D. W. Briggs, Cheney, Coons, Curtis, Dick, Fay, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hixon, Hoyer, C. M. Hoyt, J. W. Hoyt, King, Knøll, Kuntz, Loneragan, Manson, Marvin, Maxon, McIntosh, Meyer, Montgomery, Morgan, Ockler, Oetling, Peterson, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, H. Smith, Torgerson, Trummer, Wagner, Weil and J. S. White—52.

Those who voted in the negative were

Messrs. Bailey, Bate, Blake, P. R. Briggs, Chambers, Chase, Cousins, Dana, Davis, Field, Hall, Hammond, Harris, Holloway, Humphrey, Jeffers, Judd, Keenan, McCormick, McDill, Merriam, Merrill, More, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Swain, Thorn, Vaughn, Watts and S. A. White—37.

Those absent and not voting were

Messrs. Allen, Ball, Bowen, Eastman, Hoskins, McDonald, Mihills, Moulton, Nichols, Semple and Mr. Speaker Smith—11.

And said resolution as amended was adopted

By the following vote:

Those who voted in the affirmative were:

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Fay, Field, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Manson, Marvin, McCormick, McDill, Merrill, Meyer, Morgan, More, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Roed, Rounds, Rusch, Samuelson, Sanderson, Sherman, Swain, Thora, Torgerson, Trummer, Vaughn, Wagner, Watts, J. S. White and S. A. White—88.

Those who voted in negative were

Messrs. Barnes, Maxon, McIntosh, Montgomery, Rankin, Richards, Semmano, Smith and Weil—9.

Those absent or not voting were

Messrs. Dick, Eastman, McDonald, Merriam, Mihills, Moulton, Semple and Mr. Speaker Smith—8.

Res. No. 4, A.,

Instructing secretary of state to furnish members and others with copies of the revised statutes, and general and local laws of the senate and assembly for 1870,

Introduced by Mr. Roed on yesterday,

Mr. Pease offered the following substitute:

"*Resolved*, That the secretary of state be, and he is hereby instructed to furnish each member of the assembly, chief clerk and sergeant-at-arms with a copy of the revised statutes, a copy of the general laws of each session since the date of the revised statutes, and a copy of the senate and assembly journals for 1870,"

Which substitute was adopted,

And said resolution as amended was adopted.

Jt. Res. No. 4, A.,

Relating to taxation by tariff,

Introduced by Mr. Maxon on yesterday,

Mr. Bailey moved that said resolution be referred to committee on Federal Relations,

And the question of reference being omitted,

Said resolution was adopted.

## BILLS INTRODUCED,

On leave granted, read first and second times and referred.

By Mr. Curtis :

No. 14, A ,

A bill to amend chapter 117 of the laws of 1869, entitled "An act to provide for a system of county highways in Brown county, and for the adoption of said system by other counties."

To committee on Roads, Bridges and Ferries.

By Mr. Curtis :

No. 15, A.,

A bill to grant to James Sweet certain overflowed lands in Brown county.

To committee on Swamp and Overflowed Lands.

By Mr. Curtis :

No. 16, A.,

A bill to amend chapter 8 of the general laws of 1868, entitled "An act relating to the fees of registers of deeds for recording marriage certificates."

To committee on Judiciary.

By Mr. Curtis :

No. 17, A.,

A bill to amend chapter 124 of the revised statutes, entitled "Of the manner of commencing civil actions."

To committee on Judiciary.

By Mr. Curtis :

No. 18, A.,

A bill to amend chapter 58, of the revised statutes, entitled of weights and measures.

To committee on State Affairs.

By Mr. Curtis :

No. 19, A.,

A bill to amend section 7, of chapter 124, of the revised statutes, entitled of the manner of commencing civil actions.

To committee on Judiciary.

By Mr. Curtis :

No. 20, A.,

A bill to incorporate the National Iron Company of Depere.  
To General File.

By Mr. Pengra :

No. 21, A.,

A bill to incorporate the Spring Grove Union Church Society.  
To committee on Incorporations.

By Mr. Allen :

No. 22, A.

A bill to provide for the apportionment of School Moneys in certain cases

To committee on Education.

By Mr. Vaughn :

No. 23, A.

A bill to amend Chap. 326 of the Private and Local Laws of 1870, entitled "An act to incorporate the Superior and St. Croix Railroad Company."

To committee on Railroads.

By Mr. Arnold :

No. 24, A.

A bill to regulate the sale of Patent Rights in the State of Wisconsin, and prevent frauds connected therewith.

To committee on Judiciary :

By Mr. Rankin :

No. 25, A.

A bill to confer certain powers upon the Committee of Investigation of certain officers of the county of Manitowoc.

To committee on Town and County Organization.

By Mr. Peterson :

No. 26, A.,

A bill to repeal chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of voters."

To the committee on Judiciary.

By Mr. J. S. White :

No. 27, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the first ward of said city.

To Milwaukee city delegation.

By Mr. J. S. White :

No. 28, A.,

A bill to authorize the city of Milwaukee to build a school house in the first ward of said city.

To Milwaukee city delegation.

By Mr. Pease :

No. 29, A.,

A bill to amend chapter 445 of the general laws of 1864, "an act entitled 'an act to guard against the abuse of the election franchise, and preserve the purity of elections by a registration of electors.'"

To committee on Judiciary.

By Mr. P. R. Briggs :

No. 30, A.,

A bill to exempt from attachment and sale, on execution, abstract books.

To committee on Judiciary :

By Mr. P. R. Briggs :

No. 31, A.,

A bill to regulate the conduct of officers while in charge of juries.

To committee on Town and County Organization.

By Mr. Ayres :

No. 32, A.,

A bill to amend chapter 276, of the private laws of 1857, entitled an act to incorporate the village of Depere.

To committee on Incorporations.

By Mr. Keenan :

No. 33, A.,

A bill to facilitate the settlement of the estates of deceased persons, and to amend sections 5 and 7, of chapter 101, of the revised statutes, entitled of the payment of debts and legacies of deceased persons.

To committee on Judiciary.

By Mr S A. White :

No. 34, A.,

A bill to repeal section 10 of chapter 407 of the general laws of 1864, entitled "An act to amend chapter 242 of the general laws of 1863, entitled 'An act for the enrollment of persons liable to military duty and the organization of the state militia.'"

To committee on Militia.

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Mr. Dana moved that the reference had of

No. 2, A.,

A bill to amend chapter 44, general laws of 1870, entitled "An act to amend section 1 of chapter 113 of the general laws of 1867, entitled 'An act relating to tax deeds,'"

Be changed, and that said bill be referred to the committee on Assessment and Collection of Taxes.

No objection being made,

Said bill was so referred.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 1 S.,

A bill to legalize an adjourned term of the Circuit Court in and for Rock county.

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## SENATE MESSAGE CONSIDERED.

Said bill was read a first and second time and,

On motion of Mr. Merrill,

The rules were suspended, and said bill was read a third time and concurred in.

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## MESSAGE FROM THE SENATE,

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature

No. 1, S.,

A bill to legalize an adjourned term of the circuit court in and for the county of Rock.

Said bill was signed by the speaker.

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Leave of absence was granted to

Mr. Seuple, indefinitely,

Mr. Moulton, to Monday evening,

Mr. Arnold, to Tuesday evening.

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Mr. Curtis moved that when the Assembly adjourn it be to Monday evening next,

Which motion prevailed, and

On motion of Mr. Hall,

The assembly adjourned.

MONDAY, JANUARY 16—7 o'clock, P. M.

The Assembly met.  
The Speaker in the chair.

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LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Pease :

Mem. No. 2, A.,

Of the county board of supervisors of Marquette county, asking for a repeal of the laws requiring the registration of voters in country towns.

To committee on Judiciary.

By Mr. Pease :

Mem. No. 3, A.,

Of Mark Derham and 86 others, citizens of Marquette county, asking for a law to provide for actions of trespass in certain cases.

To committee on Judiciary.

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COMMUNICATIONS.

DEATH OF JUDGE PAINE.

STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, January 16, 1871.

*To the Honorable, the Legislature :*

I deem it proper to communicate to your honorable body the sad intelligence of the death of Hon. Byron Paine, Associate Justice



of the Supreme Court of this State, who departed this life on the evening of the 13th instant.

The loss of such a man to the State is almost irreparable. His eminent ability and valuable services as a jurist, his stainless integrity and devotion to duty as a judge, and his unblemished private life, endeared him to the people, and will cause him to be long remembered as one of the best men of his time in the State.

The funeral will take place from his late residence in Madison, to-morrow morning, at eleven o'clock.

LUCIUS FAIRCHILD.

### RESOLUTIONS INTRODUCED.

By Mr. Orton :

Jt. Res. No. 5, A.,

*Resolved by the assembly, the senate concurring.* that, whereas, in the death of Hon. Byron Paine, late one of the justices' of the supreme court, our State has suffered the loss of an able jurist and an upright judge; an intelligent and patriotic citizen, and an honest man, whose example is commendable, and whose memory is worthy of respect;

*Resolved*, that we tender to the bereaved family and friends of the deceased, our most earnest expression of regret and sympathy, for this great affliction and public calamity;

*Resolved*, that a copy of the foregoing preamble and resolutions, be signed by the clerks of the senate and assembly, and presented to the family of the deceased;

*Resolved*, that the legislature, out of respect to his memory, and to enable the members to attend his funeral, when they do adjourn, shall stand adjourned until to-morrow evening at 7 1/2 o'clock.

The question being on the adoption of said resolution,

Mr. Orton said :

MR. SPEAKER :—It is but a mournful and melancholy duty to speak of the virtues and services of a distinguished citizen, who has so recently withdrawn from the stage of active life, behind the dark curtains of the dead.

An affectionate husband and father, an able and upright judge, a good citizen, and an honest man, has fallen from among the living, and from his post of honorable duty. The state and society may well feel the shock. By this afflicting dispensation of Providence, I am reminded how strangely fatal has been the high place he so recently honored. In but little over 22 years, of the 12 judges of our supreme court, one full half are now numbered with the dead. Chief justices Stow and Whiton, judges Knowlton and Crawford, Smith and Paine, have gone to their account before the courts above. We may well pause and be thoughtful, upon the

shore of that dark ocean, where they have disappeared, and where we must sail so soon.

The manhood and earnest and practical life work of Judge Paine have been wholly spent within our State, and become a material part of her short and eventful history. His public services, diversified and valuable, have illustrated the very noblest traits of human character.

In the halls of legislation, as an officer in the gallant army of the Union, as a lawyer at the bar, and as a judge upon the bench, he has always been faithful, capable and honest.

Always practising a prudent yet generous economy, he has lived within the legal compensations of his business and his offices, without defrauding a single individual of his rights or property, and without drawing an unearned dollar from the public treasury, and like the very noblest examples of public virtue in the history of republics, he has left the public service without the accumulation of wealth.

Permit me to refer to two distinguished instances, the one while he was at the bar, and the other while on the bench, affording most impressive and indubitable proof of his independence and honest convictions of right, under circumstances, too often, apt to sway the judgment of men not grounded like him in the principles and purposes of unswerving integrity. It is well known, that he was always an earnest and honest advocate of immediate and unconditional negro emancipation, or, in other words, an abolitionist, and at a time, too, when it exposed him to political proscription, if not personal reproach, and long before the time when its hypocritical profession was speedily compensated with the emoluments of office. In 1854 he appeared before the Supreme Court, then composed of three Judges, since gone to their reward, in the case of the rescue of the fugitive slave Glover at Milwaukee, and made one of the clearest, most conclusive and most eloquent arguments against the constitutionality of the fugitive slave law, made in any court in the country, and his services in that case were voluntary and without compensation. I well remember, that in that effort he won the admiration of even those prejudiced and opposed to his positions, for his philanthropy, manliness and great ability.

Again, in 1863, during the fiercest excitements of the war, and while the public sentiment of the North seemed favorable to almost any concessions of the legal and constitutional rights of the State or the people, to strengthen the arm of the National Executive in its struggle with the rebellion, and when the least seeming of opposition to any possible measures of the administration was violently assailed as disloyalty and treason, when martial law was declared, and the writ of *habeas corpus* suspended throughout the Union, by the proclamation of the President, Judge Paine, with the concurrence of Judges Dixon and Cole, with the fearlessness of a just and impartial Judge, unswerved by prejudice and unaffected by political excitement, pronounced one of the clearest and ablest opinions of his

judicial career, denouncing the doctrine that martial law could prevail, or the writ of *habeas corpus* be suspended anywhere in this country where the rebellion did not exist, and boldly discharged prisoners held in a military camp and under a military warrant.

These two trials of the very highest qualities of the man and the judge are sufficient, and speak volumes in his praise. In all his judicial investigations he was clear, logical and discriminating—averse to following precedents blindly, and only convinced by reason—naturally leaning towards the humanities and equities of the law, without regard to mere forms and technicalities. While he was living our supreme bench presented a combination of talent—legal learning, experience and judicial purity—now borne alone by his surviving associates—at least equal to the best, and superior to most of the Supreme Courts of the States; and we shall, indeed, be most fortunate if his vacant place can be filled by one possessing equal qualifications and fitness.

In our official and personal relations, let us honor his memory, and renew our obligations of private and public duty, and be true to every trust, in imitation of his example. And while one and another of our fellow men fall from our midst by the hand of death, let us be reminded that our places, also, will soon be left vacant in the public employments and private circles of life, and we too be consigned to the darkness of the tomb.

Said resolution was then adopted.

Mr. Hall moved that Mr. Orton be requested to furnish a copy of his remarks upon the death of Judge Paine, that the same be spread upon the journal, and that 1,000 extra copies of the journal be printed for the use of the Legislature,

Which motion prev. iled.

By Mr. Pease:

Res. No. 7, A.,

*Resolved*, That the several subjects referred to and embraced in the Governor's message, be referred to the following committees, to-wit:

That portion of the message referring to the finances of the state to the standing committee on State Affairs.

That portion referring to the school and university lands, and that portion relating to educational matters, to the committee on Education.

That portion relating to the constitutional amendment, abolishing the grand jury, and that portion relating to a revision of the statutes, to the Judiciary committee.

That portion referring to bounty on wild animals to the committee on Agriculture.

That portion relating to charitable, benevolent and penal institutions, to the committee by that name.

That portion referring to the Fox and Wisconsin river improvement, to a special committee of three.

That portion relating to postal telegraph, soldiers' cemeteries and national affairs, to the committee on Federal Relations.

Which lies over.

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### RESOLUTIONS CONSIDERED.

Res. No. 6 A.,

Changing the hour of the daily meeting of the legislature,

Introduced by Mr. Bailey on the 13th inst.,

On motion of Mr. Pease, was

Postponed for six weeks.

Jt. Res. No. 2 A.,

Providing for a Joint Select committee of nine on the subject of the redistricting of the State,

Introduced by Mr. Field on the 11th inst., postponed on the 12th inst. to the 16th inst.

Mr. Pease moved that the word "congressional, where it occurs in said resolution, be stricken out.

Which motion was lost, and

Said resolution was adopted

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### BILLS INTRODUCED,

Read first and second times and referred;

By Mr. Rood :

No. 35, A.,

A bill to repeal part of section 6, chapter 15, of the revised statutes, entitled, Of Towns and Town Officers, and provide for the election of one supervisor annually, who shall hold his office for the term of three years.

To committee on Town and County Organization.

By Mr. H. A. Chase :

No 36 A.,

A bill to repeal chapter 84 of the general laws of 1870, entitled "an act to repeal chapter 129 of the general laws of 1861, and re-instate sections 25, 35 and 49 of chapter 13, and sections 63 and 94 of chapter 15 of the revised statutes, of County and County Officers," and to revive and re-instate chapter 129 of the general laws of 1861, entitled "an act to amend chapter 13 of the revised statutes entitled, Of Counties and County Officers."

To committee on Town and County Organization.

By Mr. Bailey :

No. 87, A.,

A bill to amend sections 6 and 9 of chapter 120, revised statutes, entitled, Of Courts held by Justices of the Peace.

On motion of Mr. Hall referred

To committee on Judiciary.

By Mr. Bailey :

No. 38, A.,

A bill to repeal section 2 of chapter 30, of the general laws of 1870, entitled "an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120, of the revised statutes, entitled, 'of courts held by justices of the peace.'"

On motion of Mr. Hall, referred

To committee on Judiciary.

By Mr. P. R. Briggs :

No. 39, A.,

A bill to amend section 27 of chapter 15 of the revised statutes, entitled "of towns and town officers, powers and duties thereof."

To committee on Judiciary.

By Mr. Pease :

No. 40, A.,

A bill to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county.

To committee on Roads, Bridges and Ferries.

By Mr. Pease :

No. 41, A.,

A bill to provide for actions of trespass in certain cases.

To committee on Judiciary.

By Mr. Pease :

No. 42, A.,

A bill to amend chapter 180 of the general laws [of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

To committee on Assessment and Collection of Taxes.

By Mr. Pease :

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees.

To committee on Judiciary.

By Mr. Orton :

No. 44, A.,

A bill to provide for the trial of offences upon information, and to make the general laws of the State applicable thereto.

To committee on Judiciary.

On motion of Mr. Orton,

A double number of copies ordered printed.

By Mr. Judd :

No. 45, A.,

A bill to make certain facts evidence of marriage.

To committee on Judiciary.

By Mr. Curtis :

No. 46, A.,

A bill to incorporate the Green Bay Literary Institute.

To committee on Education.

By Mr. Curtis :

No. 47, A.,

A bill to define certain powers of the supervisors of the town of Preble, in Brown county.

To committee on Town and County Organization.

By Mr. Field :

No. 48, A.,

A bill to amend section 7, of chapter 27, of the private and local laws of 1868, entitled an act to incorporate the Boscobel and Crawford County Bridge Company.

On motion of Mr. Field,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Orton :

No. 49, A.,

A bill to authorize the justices of the peace in the city of Madison to keep their offices in any ward in said city.

To committee on Judiciary.

By Mr. Orton :

No. 50, A.,

A bill to amend chapter 420, of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company.

To committee on Incorporations.

By Mr. Keenan :

No. 51, A.,

A bill to regulate the inspection of fresh water fish in the city of Milwaukee,

To Milwaukee city delegation.

By Mr. Pease :

M. C., No. 1, A.

Memorial to congress asking for appropriate legislation on the question of civil service, as recommended by the Governor in his message.

To committee on Federal Relations.

## MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Maxon,

No. 23, A.,

A bill to amend chapter 326 of the private and local laws of 1870, entitled "An act to incorporate the Superior and St. Croix railroad company."

Was taken up, and

The rules being suspended,

Said bill was read a third time and passed.

Mr Field moved that the vote by which the Assembly on the 13th inst. adopted

Jt. Res. No. 4, A.,

Relative to taxation by tariff.

Be reconsidered, and that the consideration of said motion to reconsider, be postponed until to-morrow evening.

Mr. Field then moved that the clerk be instructed to request the Senate to return said resolution to the Assembly for further consideration,

Which motion prevailed.

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On motion of Mr. Swain,

The Assembly adjourned.

TUESDAY, JANUARY 17, 1871,  
7 o'clock P. M.

The Assembly met.  
The Speaker in the chair.

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The Speaker then announced the following as the Standing Committees for the session :

#### STANDING COMMITTEES.

*On the Judiciary*—Messrs. Daniel Hall of Jefferson, W. Merrill of Rock, H. Cousins of Eau Claire, H. S. Orton of Dane, G. T. Thorn of Fond du Lac.

*On State Affairs*—Messrs. W. W. Field of Grant, R. T. Powell of Rock, O. Bacon of Green, M. Keenan of Milwaukee, H. S. Orton of Dane.

*On Federal Relations*—Messrs. H. Cousins of Eau Claire, A. A. Arnold of Trempealeau, G. H. Chambers of Grant, D. W. Maxon of Washington, E. Eastman of Sheboygan.

*On Militia*—Messrs. P. G. Moulton of La Crosse, F. A. Morgan of Winnebago, J. W. Hoyt of Vernon, Joseph McCormick of Kewaunee, M. Trumer of Dodge.

*On Ways and Means*—Messrs. L. S. Blako of Racine, J. C. Holloway of Grant, A. Merriam of Walworth, O. M. Hoyt of Milwaukee, J. Rankin of Manitowoc.

*On Banks and Banking*—Messrs. P. R. Briggs of Juneau, J. C. Holloway of Grant, G. C. Hixon of La Crosse, J. S. White of Milwaukee, W. L. Hoskins of Jefferson.

*On Incorporations*—Messrs. J. A. Baker of Fond du Lac, A. A. Arnold of Trempealeau, H. Smith of Sheboygan, H. C. Barnard of Iowa, A. Richter of Milwaukee.



*On Railroads*—Messrs. J. S. Curtis of Brown, G. G. Swain of Sauk, W. P. Rounds of Winnebago, D. D. Cheney of Monroe, S. E. Dana of Columbia, S. S. Vaughn of Bayfield, L. S. Blake of Racine, S. A. Pease of Marquette, D. H. Richards of Milwaukee.

*On State Prison*—Messrs. G. G. Swain of Sauk, E. Bailey of Richland, J. W. Rhodes of Kenosha, H. B. Coons of Grant, Ole Torgerson of Dane.

*On Internal Improvements*—Messrs. G. C. Hixon of La Crosse, L. O. Humphrey of Dane, D. W. Briggs of Crawford, W. H. Dick of Calumet, C. Oetting of Sheboygan.

*On Printing*—Messrs. R. K. Fay of St. Croix, C. C. Kuntz of Sauk, Ole Torgerson of Dane, S. A. Pease of Marquette, D. H. Richards of Milwaukee.

*On Medical Societies*—Messrs. D. C. Ayres of Brown, H. A. Chase of Vernon, S. A. Pease of Marquette, R. J. Judd of Winnebago, M. H. Pengra of Green.

*On Town and County Organization*—Messrs. T. H. McDill of Portage, E. Montgomery of Waushara, H. H. Peterson of Rock, B. S. Weil of Washington, V. Knell of Milwaukee.

*On Assessment and Collection of Taxes*—Messrs. J. Bowen of Fond du Lac, J. A. Bate of Chippewa, A. H. Atwater of Dodge, E. Eastman of Sheboygan, K. O. Heimdal of Dane.

*On Roads, Bridges and Ferries*—Messrs. P. Semple of Shawano, D. C. Ayres of Brown, J. Hammond of Rock, J. McCormick of Kewaunee, J. Hoyer of Milwaukee.

*On Education*—Messrs. C. C. Kuntz of Sauk, R. K. Fay of St. Croix, R. J. Judd of Winnebago, S. A. White of Walworth, C. E. McIntosh of Outagamie.

*On School and University Lands*—Messrs. J. A. Bate of Chippewa, Svend Samuelson of Manitowoc, J. J. Davis of Iowa, R. P. Manson of Marathon, J. D. McDonald of Waukesha.

*On Swamp and Overflowed Lands*—Messrs. W. P. Rounds of Winnebago, O. S. Powell of Pierce, P. G. Moulton of La Crosse, A. F. Allen of Buffalo, Wm. Rusch of Dodge.

*On Agriculture*—Messrs. A. Sherman of Rock, A. H. Atwater of Dodge, A. Rood of Adams, H. J. Ball of Jefferson, M. Anderson of Dane.

*On Lumber and Manufactures*—Messrs. U. D. Mihills of Fond du Lac, P. Semple of Shawano, G. W. King of Clark, O. E. Freeman of Milwaukee, R. P. Manson of Marathon.

*On Mining and Smelting*—Messrs. J. Harris of Grant, S. S. Vaughn of Bayfield, J. Bowen of Fond du Lac, S. A. White of Walworth, P. Galagan of La Fayette.

*On Privileges and Elections*—Messrs. O. S. Powell of Pierce, A. A. Arnold of Trempealeau, J. W. Rhodes of Kenosha, M. Trumer of Dodge, D. W. Maxon of Washington.

*On Legislative Expenditures*—Messrs. H. A. Chase of Vernon, G. G. Marvin of Columbia, M. H. Pengra of Green, W. Ockler of Waukesha, N. Fryer of Jefferson.

*On Contingent Expenditures*—Messrs. E. Montgomery of Wau-shara, F. A. Morgan of Winnebago, Geo. Bremner of Racine, J. L. Semmann of Milwaukee, L. D. Hinkley, of Waukesha.

*On Engrossed Bills*—Messrs. A. Rood of Adams, G. W. King of Clark, G. G. Marvin of Columbia, M. Lonergan of Fond du Lac, C. G. Meyer of Ozaukee.

*On Enrolled Bills*—Messrs Thos. Sanderson of Columbia, J. W. Hoyt of Vernon, A. Sherman of Rock, Geo. E. More of Wau-paca, J. Watts of Milwaukee.

### JOINT COMMITTEES.

[ON PART OF THE ASSEMBLY]

*On Claims*—Messrs. A. Nichols of Green Lake, J. Jeffers of Walworth, Geo. E. More of Waupaca, H. W. Barnes of La Fayette, J. Wagner of Fond du Lac.

*On Charitable and Benevolent Institutions*—Messrs. W. Merrill of Rock, H. A. Chase of Vernon, G. G. Swain of Sauk, W. P. Rounds of Winnebago, G. T. Thorn of Fond du Lac, M. Keenan of Milwaukee.

*On Local Legislation*—Messrs. D. D. Cheney of Monroe, G. H. Chambers of Grant, M. Fitzgerald of Manitowoc.

### COMMUNICATIONS.

LUMBER INSPECTOR'S OFFICE, DISTRICT No. 6,  
CHIPPEWA FALLS, WIS., January 1st, 1871.

*To the Honorable, the Legislature of Wisconsin :*

In pursuance of the provisions of chapter 167 of the general laws of 1864, I hereby submit the following report :

Total amount of logs scaled in this district during the year previous to the date of this report, (48,316,419 feet,) forty-three million three hundred and sixteen thousand four hundred and nineteen feet, board measure—the same having been manufactured into lumber. Amount of logs not required to be scaled, manufactured into lumber, estimated at (20,000,000 feet) twenty million feet ; lath manufactured, estimated at (20,000,000) twenty million ; shingles manufactured, estimated at (18,000,000) eighteen million.

E. P. HASTINGS,

*Lumber Inspector.*

## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Speaker Smith :

Mem. No. 4, A.,

For increase of the pay of jurors in justices' courts, and to create tri-justice courts.

To Judiciary committee.

By Mr. Chase :

Mem. No. 5, A.,

Of James E. Newell, a justice of the peace, and 16 others of Vernon county, asking for increase of justice fees.

To Judiciary committee.

By Mr. R. T. Powell :

Mem. No. 6, A.,

Of Asa Weaver and others, to increase the compensation of justices' of the peace.

To Judiciary committee.

By Mr. Bate :

Mem. No. 7, A.,

Of 110 ladies of Chippewa county, against the passage of any bill authorizing the damming of the Chippewa river below the head of navigation.

To committee on Lumber and Manufactures.

By Mr. Bate :

Mem. No. 8, A.,

Of J. I. Gilbert and others against the passage of any bill authorizing the damming of the Chippewa river below the head of navigation.

To committee on Lumber and Manufactures.

By Mr. Keenan :

Mem. No. 9, A.,

Of Members of Milwaukee bar praying for a bill amending sections 6, 8 and 9 of chapter 120 of the revised statutes, entitled "of courts held by justices' of the peace.

To committee on Judiciary.

By Mr. Merrill :

Mem. No. 10, A.,

For an institution for the education of the feeble minded and idiotic children of Wisconsin.

To committee on Charitable and Benevolent Institutions.

By Mr. Orton :

Mem. No. 11, A.,

Of William Welch for a law providing for payment of witness fees in criminal cases.

To committee on Judiciary.

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### RESOLUTIONS INTRODUCED.

By Mr. Kuntz :

Jt. Res. No. 6, A.,

*Resolved*, by the Assembly, the Senate concurring, that the secretary of state be requested to procure, for the use of the Assembly and Senate,

3,000 copies of the Governor's message in English.

3,000 copies thereof in German.

1,500 copies thereof in Norwegian.

1,000 copies thereof in Welsh.

750 copies thereof in Dutch.

750 copies thereof in Bohemian.

*Provided*, that the cost of those in the English language shall not exceed five cents a copy, those in the German language eight cents, and those in the other foreign languages ten cents a copy.

Which lies over.

By Mr. Judd :

Res. No. 8, A.,

*Resolved*, that the secretary of state be and is hereby instructed to furnish each member of the Assembly, the chief clerk and sergeant-at-arms with one copy of the private and local laws of 1870,

Which lies over.

By Mr. Curtis :

Res. No. 9, A.,

*Resolved*, That 500 copies of the statistical list be printed and furnished for the use of the Assembly.

Which lies over.

By Mr. Dana :

Res. No. 10, A.,

*Resolved*, That the committees on Judiciary, Railroads, State Affairs, Enrolled Bills and Engrossed Bills be each authorized to employ a clerk, and that the clerks of the committees on Enrolled and Engrossed Bills be instructed to act together in comparing bills which may come before their committees respectively.

Which lies over.

## RESOLUTIONS CONSIDERED.

Res. No. 7 A.,

Referring the Governor's message.

Introduced by Mr Pease on yesterday,

Mr. Field moved to amend by striking out the words, " State affairs," where they occur, and inserting in lieu thereof the words, " Ways and Means."

Which amendment was adopted.

Mr. Swain mov.d to further amend by striking out the words, " referring to school and university lands, and that portion," and by adding to said resolution as follows : " That portion of the message referring to school and university lands be referred to the committee on School and University Lands."

Which amendment was adopted, and said

Resolution as amended,

Was adopted.

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BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Freeman :

No. 52, A.,

A bill to incorporate the Puddlers and Boilers Union of Bayville.

To Committee on Judiciary.

By Mr. King :

No. 53, A.,

A bill authorizing county boards of supervisors to appoint land inspectors, and to define their duties and the duties of the clerks of the boards of supervisors and assessors.

To committee on Town and County Organization.

By Mr. King :

No. 54, A.,

A bill to extend the time for the collection of taxes and to change the time for selling lands for the non-payment of taxes in the county of Clark for the year 1871.

To committee on Assessment and Collection of Taxes.

By Mr. C. M. Hoyt :

No. 55, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the 4th ward of said city.

To Milwaukee City Delegation.

By Mr. Fay :

No. 56, A.,

A bill to amend section 1 of chapter 110 of the general laws of

1868, entitled "an act requiring reports from unorganized banks and bankers."

To committee on Banks and Banking.

By Mr. Rood :

No. 57, A.,

A bill to repeal part of sections 10, 11 and 12, of chapter 484 of the private and local laws of 1870, entitled "an act to incorporate the Adams Collegiate Institute."

To committee on Swamp and Overflowed lands.

By Mr. D. W. Briggs :

No. 58, A.,

A bill to amend chapter 121 of the revised statutes, entitled "of the jurisdiction of justices of the peace in criminal cases, and proceedings therein."

To committee on Judiciary.

By Mr. Halloway :

No. 59, A.,

A bill to authorize Joint School District No. 5, of the towns of Lima and Clifton, in the county of Grant, and the town of Mifflin, in the county of Iowa, to borrow a certain sum of money.

To committee on State Affairs.

By Mr. R. T. Powell :

No. 60, A.,

A bill to amend section 3 of chapter 89, of the general laws of 1863, entitled, an act for the protection of boarding house keepers and livery stable keepers.

To committee on State Affairs.

By Mr. Curtis :

No. 61, A.,

A bill to authorize School District No. 2 of the borough of Fort Howard, to borrow a certain sum of money.

To committee on State Affairs.

By Mr. Keenan :

No. 62, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, of the revised statutes, entitled, of courts held by justices of the peace.

To committee on Judiciary.

By Mr. Keenan :

No. 63, A.,

A bill to incorporate the Wisconsin Brown Stone company.

To committee on Incorporations.

By Mr. McDill :

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage.

To committee on Judiciary.

By Mr. Hoye :

No. 65, A.,

A bill to authorize the city of Milwaukee to build a bridge across the Milwaukee river at the foot of Milwaukee street, in the 3d ward of said city.

To Milwaukee City Delegation.

By Mr. P. R. Briggs :

No. 66, A.,

A bill relating to the commencement of civil actions before justices of the peace, and amendatory of section 2, chapter 120, of the revised statutes, entitled, of courts held by justices of the peace.

To committee on Judiciary.

By Mr. Thorn :

No. 67, A.,

A bill to provide for the appointment of chaplains, one for the Senate and one for the Assembly, at each annual session of the legislature, and to fix their compensation for services.

To committee on State Affairs.

By Mr. Thorn :

No. 68, A.,

A bill to incorporate the Milwaukee and Northwestern Railway Company.

To committee on Railroads.

By Mr. Thorn :

No. 69, A.,

A bill providing for judgments for want of prosecution.

To committee on Judiciary.

By Mr. McCormick :

No. 70, A.,

A bill to repeal chapter 361, of the private and local laws of 1863, entitled an act to authorize Eric Theodore Selyoth to maintain a ferry across Big Sturgeon Bay, in Door county, and to grant to Henry Schuyler the right to establish and maintain a ferry across Big Sturgeon Bay, in Door county.

On motion of Mr. McCormick,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Nichols :

No. 71 A.,

A bill to amend sec. 1, chap. 128, general laws of 1867, entitled, " an act to prevent minors from playing at billiards, and on bowling alleys, and indulging in intoxicating drinks.

To committee on Judiciary.

By Mr. Merrill ;

No. 72 A.,

A bill concerning the terms of circuit courts in the 12th judicial circuit.

To committee on Judiciary.

By Mr. Merrill :

No. 73, A.,

A bill to establish the Wisconsin institution for the education of idiotic and feeble minded youth.

To the committee on Charitable and Benevolent Institutions.

By Mr. Merrill :

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit.

To committee on judiciary.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 5, S.,

A bill to extend the time for the collection of taxes in the town of Westford, and east ward of the village of Randolph, in county of Dodge, and to authorize the clerk of the board of said county to apportion taxes to said town and village.

No. 12, S.,

A bill to authorize and direct the city clerk of the city of Madison to add to the tax roll for 1870, certain special taxes and assessments, and to legalize the relevy of the same.

No. 15, S.,

A bill for an act to enable the board of supervisors of Iowa county to elect a superintendent of poor.

No. 16, S.,

A bill to legalize the tax roll of the town of Erin, in the county of Washington, for the year 1870.

I am also directed to return to the Assembly

Jt Res. No. 4, A.,

Relative to taxation by tariff.

Also to inform you that the Senate has concurred in

Jt Res. No. 5, A.,

Relative to the death of the Hon. Byron Paine, Justice of the Supreme Court.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed by the senate to request the assembly to return to the senate, for further consideration,

No. 5, S.,

A bill to extend the time for the collection of taxes in the town of Westford and the south ward of the village of Randolph,

And

No. 16, S.,

A bill to legalize the tax roll in the county of Washington for the year 1870.

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SENATE MESSAGE CONSIDERED.

No. 12, S.,

A bill to authorize and direct the city clerk of the city of Madison to add to the tax roll of 1870, certain special taxes and assessments, and to legalize the re-levy of the same,

Was read a first and second times, and

On motion of Mr. Orton,

The rules were suspended, and

Said bill was read a third time and concurred in.

No. 15, S.,

A bill to enable the board of supervisors of Iowa county to elect a superintendent of poor,

Was read a first and second times and referred

To committee on Town and County Organizations.

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No. 5, S.,

A bill to extend the time for the collection of taxes in the town of Westford, and east ward of the village of Randolph, in the county Dodge, and to authorize the clerk of the board of said county to apportion taxes to said town and village,

And

No. 16, S.,

A bill to legalize the tax roll of the town of Erin, in the county of Washington, for the year 1870,

Were severally ordered to be, as requested, returned to the Senate for further consideration.

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On motion of Mr. Pease,  
The Assembly adjourned.

WEDNESDAY, January 18, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.

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RESOLUTIONS INTRODUCED.

By Mr. Weil :

Jt. Res. No. 7 A.,

*Resolved, by the assembly, the senate concurring.* That believing in the immortal sentiments of the Declaration of Independence, that "governments derive their just powers from the consent of the governed,"

*Resolved,* That the hearty sympathy of the people of the state of Wisconsin is due and cordially extended to the people of any and every nation who are striving to establish a republican form of government.

Which lies over.

By Mr. G. W. King :

Res. No. 2, A.,

*Resolved, by the Assembly the Senate concurring* That section 19 of article 4 of the constitution of the State of Wisconsin be amended so as to read as follows: "Section 19. Any bill may originate in either house of the legislature, and a bill passed by one house may be amended by the other: *Provided,* that no law of this State shall be altered, amended or repealed by the legislature for the term of ten years from the date of its passage and publication, unless two-thirds of each house shall concur in such alteration, amendment or repeal."

To committee on Judiciary.

## RESOLUTIONS CONSIDERED.

Res. No. 8, A..

Instructing secretary of state to furnish copies of private and local laws of 1870 to members, chief clerk and sergeant-at-arms,

Introduced by Mr. Judd on yesterday.

Mr. Richter moved to amend the resolution so as to read :

“ One copy of the P. and L. laws of 1866 to 1870, inclusive.”

Which amendment was adopted, and

Said resolution, as amended,

Was adopted.

Res. No. 9 A.,

Providing for printing 500 copies of the statistical list,

Introduced on yesterday by Mr. Curtis,

Was adopted.

Res. No. 10, A.,

Relative to employment of clerks by committees,

Introduced by Mr. Dana on yesterday,

Mr. Mihills moved to amend the resolution so as to include the committee on Lumber and Manufactures,

Which was lost.

Mr. S. A. White moved to amend by striking out “the committee on Enrolled and Engrossed Bills,”

Which amendment was lost, and

Said resolution was adopted

By the following vote :

Those who voted in the affirmative were :

Messrs. Allen, Anderson, Arnold, Atwater, Bacon, Baker, Barnard, Barnes, Blake, Bowen, D. W. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Harris, Hinkley; Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, King, Kuntz, Marvin, McCormick, McDill, Merriam, Merrill, Montgomery, Morgan, More, Moulton, Nichols, Orton, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Thorn, Vaughn, and Mr. Speaker Smith—51.

Those who voted in negative were

Messrs. Ayres, Bailey, Ball, P. R. Briggs, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Hammond, Heimdal, Hoskins, Hoyer, C. M. Hoyt, Keenan, Knöell, Loneragan, Manson, Maxon, McDonald, McIntosh, Mihills, Ockler, Etling, Pease, Peterson, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, Torgerson, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—42.

Those absent or not voting were

Messrs. Bate, Bremner, Cheney, Jeffers, Meyer, Pengra and Sample—7.

Jt. Res. No. 6, A.,

Providing copies of the governor's message in various languages for the use of the legislature.

Introduced by Mr. Kuntz on yesterday.

Mr. Rood offered the following amendment :

Strike out the words "3,000 copies in German" and insert "1,500 copies in German ;" strike out word "the" in the last line and insert instead thereof the word "other ;" so that it will read "and those in other foreign languages ten cents a copy."

Which amendment was adopted.

Mr. Weil moved to amend by inserting after the words "750 copies thereof in Bohemian," the words "and 500 copies thereof in French."

Which amendment was adopted.

Mr. Swain moved to amend by striking out "3,000" where it occurs in reference to the Engling language and inserting in lieu thereof "1,000."

Which amendment was adopted.

And on motion of Mr. McIntosh,

Said resolution was referred to the committee on Printing.

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### BILLS INTRODUCED,

Read first and second times and referred.

By Mr. Trumer :

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, in the county of Dodge, state of Wisconsin."

To Dodge county delegation.

By Mr. McDill :

No. 76, A.,

A bill to amend chapter 813 of the private and local laws of 1869, entitled "an act to authorize the use of the moneys arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes."

To committee on Swamp and Overflowed Lands.

By Mr. Fay :

No. 77, A.,

A bill to provide for the more effectual protection of fruit growers against trespassers.

To committee on Agriculture.

By Mr. Ayres :

No. 78, A.,

A bill to amend chapter 207 of the private and local laws of 1868, entitled "an act to incorporate the Fort Howard and Duck Creek plank road and turnpike company."

To committee on Incorporations.

By Mr. Keenan :

No. 79, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate subject to taxation in the seventh ward of said city for the purpose therein mentioned.

To Milwaukee City Delegation.

By Mr. Arnold :

No. 80, A.,

A bill to amend chapter 374 of the private and local laws of 1870, entitled "an act to incorporate Trempeleau County Farmers Mutual Fire Insurance Company."

On motion of Mr. Arnold,

The rules was suspended and

Said bill was read a third time and passed.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the assembly in

No. 5, S.,

A bill to extend the time for the collection of taxes in the town of Westford and the east ward of the village of Randolph, in the county of Dodge, and to authorize the clerk of the board of said county to apportion taxes to said town and village.

No. 16, S.,

A bill to legalize the tax roll of the town of Erin, in the county of Washington, for the year 1870.

And has amended

Jt. Res. No 2, A.,

Providing a joint select committee of nine, on the subject of re-districting the State,

And concurred in the same as amended.

And has concurred in

No. 23, A.

A bill to amend Chap. 326 of the Private and Local Laws of 1870, entitled "An act to incorporate the Superior and St. Croix Railroad Company."

## SENATE MESSAGE CONSIDERED.

No. 5, S.,

A bill to extend the time for the collection of taxes in the town of Westford and East ward of the village of Randolph, in county of Dodge, and to authorize the clerk of the board of said county to apportion taxes to said town and village,

Was read a first and second times, and

On motion of Mr. Speaker Smith,

The rules were suspended,

Said bill was read a third time and concurred in,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres Bailey, Baker, Ball, Barnard, Barnes, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Heimdal, Hinkley, Hixon, Holloway, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, King, Knell, Kuntz, Lonergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Mibills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rusch, Samuelson, Sanderson, Semmann, Sherman, H. Smith, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White, Mr. Speaker Smith—88.

None voting in the negative.

Those absent and not voting were

Messrs. Bacon, Bate, Bremner, Cheney, Freeman, Harris, Hoskins, Jeffers, Meyer, O. S. Powell, Rounds, Semple—12.

No. 8, S.;

A bill to legalize the tax roll of the town of Erin, in the county Washington, for the year 1870,

Was read a first and second times, and on motion of Mr. Maxon,

The rules were suspended and said bill was read a third time and concurred in

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Barnes, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Coons, Cousins, Curtis, Dana, Davies, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, King, Knell, Kuntz, Lonergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mibills, Montgomery, Morgan, Moore, Moulton, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson,

O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—94.

None voting in the negative.

Those absent or not voting were,

Messrs. Bate, Bremner, Cheney, Freeman, Jeffers and Senple  
—6.

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The senate amendment to

Jt. Res. No. 2, A.,

Providing a joint select committee of nine on the subject of the re-districting the state,

Was concurred in.

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#### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Curtis,

No. 20, A.,

A bill to incorporate the National Iron Company of Depere,

Was taken up, and the rules being suspended,

Mr. Hall offered the following amendment:

Amend section 1 of printed bill, by inserting the word "such" after the word "hold" in the 8th line thereof, and in the same line after the word "estate" insert the words, "as may be necessary to the business of the association."

Amend section 2 by inserting after the word "estate" in the 6th line thereof, the words "necessary to the business of the corporation."

Which was adopted. and

Said bill as amended was read a third time,

And passed.

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On motion of Mr. Rood,

The assembly adjourned.

THURSDAY, JANUARY 19, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by Rev. Mr. Dodge.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Maxon :

Mem. No. 12 A.,

Of the trustees of the United Evangelical St. Johns church (congregation) of Germantown, Washington Co., asking to have said church incorporated.

To committee on Incorporations.

By Mr. S. A. White :

Mem. No. 13 A.,

Petition of the board of supervisors of Walworth county for the repeal of section 10 of chap. 407 of the general laws of 1864.

To committee on Judiciary.

By Mr. Anderson :

Mem. No. 14, A.,

Memorial from the County Board of Supervisors of Dane county.

To committee on Town and County Organization.

By Mr. Orton :

Mem. No. 15, A.,

Petition of David Atwood and others, on the subject of the subscription of stock in certain railroad companies by the city of Madison.

To committee on Railroads.



By Mr. Orton :

Mem. No. 16, A.,

By the Common Council of the city of Madison in relation to the subscription by the city of Madison to the stock of certain railway companies.

To committee on Railroads.

By Mr. Orton :

Mem. No. 17, A.,

Of W. W. Tredway for pay for services as state agent for Wisconsin war claims.

To committee on State Affairs, and

On motion of Mr. Field,

Ordered spread on the journal.

*To the Honorable, the Legislature of Wisconsin :*

In the month of October, 1865, the Hon. Lucius Fairchild, at that time secretary of state, requested me to undertake the work of elucidating, and preparing answers to meet objections raised at the United States treasury, against the allowance of a mass of accounts for war expenditures, made by the state of Wisconsin, for which she sought re-imbursement, under the act of Congress approved July 27, 1861. General Fairchild remarked at the time, that a gentleman of Washington city, had offered to take the agency for collecting or obtaining the allowance of the claims, at a commission of seven per cent., at the same time expressing his unwillingness to agree to the proposed terms ; adding that I was the only man in the state capable of performing the work, and urged me to undertake it. The subject of my compensation was not even alluded to. The aggregate amount of these disallowed accounts was very nearly \$380,000, and were found intermingled among more than fifty-five hundred war vouchers, besides the pay-rolls of thirteen regiments, and the pay-accounts of more than five hundred commissioned officers. These objections, and suspensions, were made upon allegations of erroneous computations, indefiniteness of subject, defective evidence of payment, excessive rates and prices, non-master into the United States service, &c., while whole classes of accounts, amounting in the aggregate to more than \$150,000 were rejected as having been incurred and paid in derogation of army regulations, and without the sanction of law.

For the purpose of saving the state this considerable sum, or so much as was practicable, I consented to take the matter in hand, dropped my private business then demanding my attention, and at a personal sacrifice, commenced the work, the difficulties of which were enhanced by reason of the long time that had elapsed since the accounts had accrued and been paid by the state. The act of Congress providing for the re-imbursement of states, was passed in July, 1861, and although more than 90 per cent. of the entire amount of Wisconsin war claims had been presented at the United States

treasury for allowance, prior to October, 1862, nothing effective had been done towards removing the objections raised against their allowance, during the three intervening years, up to the time the matter was placed in my hands.

The work has been laborious, and in many cases exceedingly difficult and perplexing, requiring careful and diligent research among the archives of the state, of the war period, and the United States muster rolls; an acquaintance with the laws of Congress and the army regulations, bearing upon the matters under consideration, as well as a knowledge of the rules prescribed by the secretary of the treasury, under the act above referred to; the rulings of the third auditor and the second comptroller of the treasury in reference to war claims; the preparation and procurement of execution, by correspondence by mail and otherwise; of numerous certificates and affidavits of facts in support of answers to objections raised at the treasury, and the preparation of my own notes of elucidation, over my own signature in each case. In addition to this numerous, elaborate statements of facts and circumstances bearing upon large classes of rejected accounts, have necessarily been made in my correspondence with the war, and treasury departments, copies of which have in most cases been retained.

I began the work November 1, 1865. A clerk was assigned for my assistance, but the nature of the work was such, that he could render me no valuable aid. My own personal recollection of facts and circumstances, as well as my familiarity with many of the documents bearing upon these matters, and the necessity of expressing my notes of elucidation, in my own language, rendered it expedient for me to do the work, and decline his assistance. The work was accomplished for the time at the end of fifty days of continuous hard work, of fully eight hours each, and after being copied in the office of the secretary of state, was sent to the third auditor's office at Washington, and resulted in the allowance of previously rejected accounts amounting to \$131,437 24. I would here remark that W. H. Watson, Esq., formerly private secretary to the governor, but at that time a resident of Washington city, added to my explanatory notes, some confirmatory comments, together with a very able general argument in favor of the allowance of these claims, but not having access to documentary matter, few if any new facts were given, while facts were precisely what was wanted, from which the accounting officers of the treasury might draw their own conclusions. With this exception, all that has been done towards obtaining the allowance of these claims, has been done by myself. Upon information that the clerk whose proffered assistance I had declined, was being paid at the rate of \$100 per month, which I believe was the lowest grade of pay in the secretary's office, I made out an account at the same rate, for "services as a clerk in the office of the secretary of state," for \$167, which was paid accordingly, January 2, 1866, expressly reserving my further claims,

for the payment of which there was no existing appropriation, for adjustment by the legislature.

The announcement of this allowance of \$131,437.24 to the credit of the state, was followed by a set of difference sheets from the third auditor, showing the remaining disallowances and suspensions to be \$247,954.48, and I re-entered upon the work, which now became more complex, slow and difficult—the plainer cases having been disposed of. In addition to the disallowed items embraced in previous sheets, *these* contained new matter, being the disallowances and suspensions on the pay rolls of seven regiments, and the pay accounts of the officers—there having been disallowed, and deducted from the pay of the latter, nearly forty-four thousand dollars, while the total amount of disallowed pay accounts, approximated one hundred thousand dollars. The same clerk, G. W. Stoner, was again detailed for my assistance, which I declined, for reasons previously given. An extensive correspondence ensued, for the procurement of facts necessary to be established in support of various claims, while my own explanatory notes were made more full and complete. The work was finished at the end of eight months. I made out an account as in the previous case, and with the same reservations as to further compensation, for \$800, which was paid; being precisely the amount which Mr. G. W. Stoner would have received, had he written my elucidations at my dictation. It was copied and sent to Washington, whither I followed it, and spent fully three weeks in examining accounts and muster rolls, of which no duplicates were found at Madison, as well as the vouchers of the last instalment of war claims, previously sent to the third auditor.

This instalment amounted to .....	\$23,073 45
Of which there had been allowed .....	623 88
<hr/>	
While the third auditor had disallowed and suspended .....	\$22,454 57
I succeeded in obtaining the allowance of .....	\$31,797 04
With the expectation of a future allowance of ...	4,815 03
And conceded, as not properly chargeable to the United States .....	5,842 50
	<hr/>
	<u>\$23,454 57</u>

The result of this settlement was a further allowance to the credit of the state of \$58,304.82, which, with the previous allowance of \$131,437.24, aggregates \$219,742.06, as communicated to the legislature by his excellency the governor January 20, 1870.

The next and last set of difference sheets from the third auditor's office, was received in June last, exhibiting a remaining balance of disallowed and suspended accounts amounting to \$159,649.66; since which I have been employed for more than five months in searching for and exhibiting further proof, and in procuring certificates and affidavits of facts, including several elaborate statements, addressed to the treasury and war departments for the purpose of

obtaining the allowance of several classes of pay accounts, one of which, being much the largest, and hereinbefore referred to, amounting to \$44,060.00—the disallowance of which had been reiterated by the second comptroller—I have succeeded in carrying successfully through, and the allowance will appear upon the next special settlement, to be entered upon in the present month of January. Of another class, being the pay of second assistant surgeons, not mustered into the United States service, amounting to about twenty thousand dollars, I have strong hopes of obtaining the allowance, upon the same settlement. I have shown, in support of this claim, that congress enacted a law, chapter 108, June 26th, 1812, preparatory to the war with Great Britain, for mustering in two “surgeon’s mates” to each regiment; which fact was a sufficient precedent to justify the legislature of Wisconsin in making similar provision, (per act, chap. 4, laws of 1861, extra session,) while congress itself enacted a law, approved July 2d, 1862, providing for mustering two assistant surgeons to each volunteer regiment. These disallowed accounts are for the services of those officers prior to muster in, under that law, and under existing laws can only be allowed upon the certificate of the secretary of war that they were actually in the United States service. He has the matter now under consideration, and a favorable result may be anticipated.

Another class, being for the pay of surgeons of artillery batteries, of the same essential character with the preceding, and against the allowance of which the same objections exist, it is hoped may also be allowed. This class amounts to about \$7,000. Upon a careful calculation, I consider that the proximate special settlement will result in a further allowance of about eighty thousand dollars. I have made two journeys to Washington city within the past four months, in order to perfect the evidence in favor of these and several other considerable claims, and to expedite another special settlement.

For the last eight months labor in this work, I have presented no account against the State for clerical labor, nor have I employed a clerk. I have expended in performing three journeys to Washington and two to Milwaukee on this business, \$356.00, and have received from the Governor’s contingent fund about \$265.00 on account of these expenses.

In answer to allegations which I learn have been made, that I have been employed as State Agent, in explaining and carrying through the United States Treasury, my own erroneous doings while filling the office of Quartermaster General of the State, I beg to submit the following statement of facts, and invite a close scrutiny as to their reliability.

So far as I can learn upon inquiry, most, if not all the loyal states except Wisconsin, provided boards of three commissioners, at considerable expense for purchasing war materials, and for examining and directing payment of all war expenses. In Wisconsin, the Quartermaster General made all the contracts for these supplies in-

cluding clothing, and camp and garrison equipage, or purchased them in open market upon his own judgment, or upon the judgment of reliable men designated by him for that purpose, and audited, and directed payment for the same, as well as for transportation of troops and supplies, also for camp construction, and camp expenses, and for expenses incurred in the recruiting service, and in short for all war expenses, excepting pay and subsistence. About two-thirds of all the war expenditures of the state, exclusive of bounties to soldiers families, which last are not included in our claims, were paid upon his orders, without the supervision, sanction, or examination of any superior, or advisory power. More than six hundred thousand dollars of his certified accounts were re-imbursed by the United States, to the state, or paid to holders, before they reached the state treasury; while of such as were paid by the state, and sent to the United States treasury for re-imbursement, all have been allowed excepting a trifling deduction upon the price of two large tents, and some special expenditures made by authority and direction of Governor Randall. At least ninety per cent. of his accounts were allowed and paid by the United States, unchallenged, while the fact that the careful scrutiny of the accounting officers of the treasury have not, among all the accounts bearing his signature, detected an arithmetical error to the amount of *one cent*, ought to be regarded as quite conclusive in favor of their correctness. This is doubtless the first instance in the history of the state, where a single individual has exercised at will, the power of incurring liabilities in behalf of the state amounting to more than a million of dollars and himself auditing the accounts for the expenditures.

There has been reimbursed the State, upon her legitimate claims against the United States, *unchallenged*, about eighty per cent. and upon explanation made by myself about 13 per cent., while upon the next settlement, upon similar explanations, recently sent to third auditor, there may be expected 4 1-2 per cent., and thereafter upon intelligent and well directed efforts, a further allowance of 1 1-2 per cent., may be effected, making a total of 99 per cent.

A circular letter recently addressed to the several loyal States, by the Adjutant General of Ohio, has elicited the following facts: The States of Indiana, Ohio, New Hampshire, Vermont, Iowa, Connecticut and Kentucky, (being all who have responded, except Wisconsin,) have in the aggregate presented war claims to the amount of \$14,354,211.35, of which there stands disallowed \$3,098,035.03, while the total amount allowed *upon explanation and otherwise* is \$11,261,176.22, being less than 78 1-2 per cent., at a cost for the State agents' services of \$118,602.00.

In December 1865, H. D. Cook, Esq., became the war claim agent of the State of Illinois, and two years thereafter obtained a settlement at the United States Treasury upon which was allowed \$97,809.74, the governor paying him from the contingent fund 2 1-2 per cent., commission. In December '68 he obtained a further allowance of \$136,345.81, whereupon the legislature provided by law

for the payment to Mr. Cook, of three per cent., upon that amount, and by the same act made provision for a salary of \$4,000 per annum for his then future services.) (Laws of Ill. p 42, 1869. Up to December 31, 1870, Mr. Cook had succeeded in obtaining a third settlement, upon which was allowed \$91,421.47, at cost to the State of two years salary \$8,000, *besides expenses* Total amount collected \$325,077.00, at a cost of \$14,523 11 (*besides expenses*,) being 4.40-100 per cent. upon the whole. Kentucky has for several years past maintained a State Agency at Washington, at a cost of \$6,100 per year, having expended for that purpose up to the close of 1870, \$37,500, and obtained the allowance of but 67 per cent., of her claims. Iowa, with a claim of \$842,000, has expended for state agency \$13,417.07, and has collected less than 75 per cent. of the whole claims. The State officials of Indiana after making a number of bootless journeys to Washington upon this business, found it expedient to employ an expert of known ability, as State agent, at a commission of two per cent., upon allowances, his commissions amounting to more than \$33,000. (See Adjutant General's report, Ind. 1867-68.) Ohio has expended for collection of war claims \$10,899.73. New Hampshire, Vermont and Maine, with very small claims, have expended for this purpose in the aggregate more than \$25,000, while Massachusetts has maintained at Washington for many years a State agency for the gratuitous procurement of soldiers' war claims, pensions, &c., and for the adjustment of State war claims, at an expense of about \$5,000 per annum, as I am informed and believe.

I would here state that the sum of \$219,742.06, the allowance of which I have already obtained, and which has been applied towards the payment of the United States direct tax, is in effect credited to the state against her quota of that tax, at a premium of 17 3-5 per cent., and in fact pays of it, \$258,665.88, thus saving to the state, beyond the nominal amount allowed, and beyond what a cash payment of the same amount would have effected, at any time since June 1862, very nearly \$38,800, while any future credits that may be obtained upon these claims, will under existing laws, be credited with like effect.

Of the disputed claims already allowed, as well as of those which may hereafter be allowed, a large proportion—I fully believe at least one-fourth—would have been lost to the state, but for the efforts which have been made for obtaining their allowance. With suitable endeavors, it is safe to say, that all the just claims of the state may be obtained.

In view of the foregoing facts, your petitioner respectfully prays your honorable body, to provide by law for the payment to your petitioner, of a reasonable compensation, commensurate with the services rendered, the amount of hard brain work performed, and the benefits inuring to the state by reason thereof, having in view, the usual or average compensation, allowed and paid by other states, for similar services.

W. W. TREDWAY.

Madison, Jan'y 17, 1871.

Mem. No. 1, A.,

Introduced by Mr. Bate on the 13th inst., being  
Remonstrance of H. P. Allen, J. Taylor and one hundred and  
eleven others against the passage of any bill authorizing the dam-  
ing of the Chippewa river below the head of navigation.

Was referred to committee on Lumber and Manufactures.

### RESOLUTIONS INTRODUCED.

By Mr. Peterson :

Res. No. 11, A.,

*Resolved*, That the committee on Railroads be directed to enquire into the advisability and expediency of the enactment of a law providing for the appointment of a railroad board of commissioners, whose duties, among others, shall embrace the following :

To carefully examine into the condition of all railroads in the State, more particularly in regard to their safety to passengers and their promptness and impartiality in the transportation of freight. In cases where they shall deem any railroad unsafe for the conveyance of passengers, to have power to repair any railroad, or part thereof, or bridges, at the expense of the proper road, in case the managers shall neglect or refuse to make such repairs, after receiving due notice thereof.

To examine into the cost of each railroad in the State, the amount of stock and indebtedness of each, with estimate of what it would probably cost to build such road at the present time, and what such road, with equipments, would probably bring at a fair sale.

To examine into the general economy in the management of each road, the salary of the officers and employees.

To make due enquiries whether there has been any resort to watering of stock in any of the roads, and if so, what were the probable reasons for such watering process.

To enquire into the passenger and freight tariffs of each, and make a full report thereof, and as far as practicable make a comparison of the same with roads in other parts of the country, and whether, in their opinion, such tariffs are reasonable.

That such commissioners be required to submit a detailed report at the opening of each session of the legislature.

*Resolved*, That if the committee on Railroads shall determine that the interests of the people of the state require the enactment of such a law, they be, and are hereby instructed to report a bill for the appointment by the Governor, by and with the advice and consent of the Senate, of a board of three commissioners, at least one of whom shall be a practical railroad engineer, whose duty shall embrace the above-named and such others as may be deemed necessary; and that such duties shall be clearly defined in the bill. Such commissioners to have power to send for persons and papers, administer

..., examine the books and papers of any railroad company in the state, or if the office of any company operating any road be located outside of the state, and the officers refuse to afford access to their books, that proper remedies be provided in the bill to enforce compliance.

Which lies over.

By Mr. Bailey :

Res. No. 12, A.,

*Resolved*, That the Superintendent of Public Property be directed to procure 150 maps, such as are contained in the new manual, for the use of the Assembly.

Which lies over.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 7, A.,

Extending sympathies to any and every nation striving to establish a republican form of government,

Introduced by Mr. Weil on yesterday,

Mr. Kuntz offered the following amendment :

Amend by adding thereto the following :

*" Provided, however, that we do not consider the severe chastisement which the French receive at the hands of the Germans for levying an unjust and uncalled for war upon a peace-loving nation as an attack upon republican form of government, or as an obstacle to the establishment of such a form of government."*

Pending the consideration of said amendment,

On motion of Mr. Kuntz,

Said resolution and amendment was postponed to Wednesday next, 25th inst.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Pease :

No. 81, A.,

A bill to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 517 of the private and local laws of 1870; amendatory thereof

To committee on Railroads.

By Mr. Cheney :

No. 82, A.,

A bill to incorporate the Sparta, Galeville and Winona Railroad Company.

To committee on Railroads.



By Mr. McIntosh :

No. 83, A.,

A bill to amend section 1, chapter 158, of the revised statutes, entitled "Of liens of mechanics and others."

To committee on Judiciary.

By Mr. Manson :

No. 84, A.,

A bill to extend the time for the payment of taxes in the village of Wausau, in the county of Marathon.

On motion of Mr. Manson,

The rules were suspended, and

Said bill was read a third time and passed.

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Curtis, Dana, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoye, O. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Lonergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Mibills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semman, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker, Smith—90.

None voting in the negative.

These absent or not voting were

Messrs. Barner, Bate, Bremner, Cousins, Davis, Dick, Kuntz, Meyer, Montgomery and Semple—10.

By Mr. Thora :

No. 85 A.,

A bill to provide for a tract index in each of the several counties of this state.

To committee on Judiciary.

By Mr. Coons :

No. 86 A.,

A bill to repeal chap. 203, of P. and L. laws of 1863, entitled, "an act to incorporate the Grand River and Mississippi road company."

To committee on Roads, Bridges and Ferries.

By Mr. D. W. Briggs :

No. 87 A.,

A bill to amend sec. 33, of chap. 133, of the R. S., entitled, "of costs and fees."

To committee on Judiciary.

By Mr. Bowen :

No. 88 A.,

A bill to amend sec. 8, of chap. 302, of the P. and L. (general) laws of 1861, entitled, "an act to create the municipal court of the city and town of Ripon, approved April 15, 1861."

To committee on Judiciary.

By Mr. P. R. Briggs :

No. 89, A.,

A bill to amend section 10 of chapter 120 of the revised statutes, entitled "Of courts held by justices of the peace.

To committee on Judiciary.

By Mr. P. R. Briggs :

No. 90, A.,

A bill to amend section 20 of chapter 133 of the revised statutes, entitled "Fees of justices of the peace."

To committee on Judiciary.

By Mr. P. R. Briggs :

No. 91, A.,

A bill relating to the attendance of children in the schools.

To Committee on Education.

By Mr. Bailey :

No. 92, A.,

A bill relating to tolls for grinding, and amendatory of section 1 of chapter 59 of the revised statutes, entitled "Of the rates of tolls for grinding."

To committee on State Affairs.

By Mr. Maxon :

No. 93, A.,

A bill to incorporate the United Evangelical St. John's Church Congregation, of Germantown, Washington county, Wisconsin.

To committee on Incorporations.

By Mr. J. S. White :

No. 94, A.,

A bill in relation to actions for the recovery of real property.

To committee on Judiciary.

By Mr. Orton :

No. 95, A.,

A bill to authorize the school board of school district No. one, in the town of Blooming Grove, in the county of Dane, to pay teacher.

To committee on Judiciary.

By Mr. Orton :

No. 96, A.,

A bill to extend and continue the provisions and the rights and privileges of chapter 337 of the private and local laws of 1866,

entitled an act to incorporate the Central Wisconsin Peat Company, until the first day of January 1875.

To committee on Incorporations.

By Mr. Orton :

No. 97, A.,

A bill to make the receiving of a railroad pass by a juror in any court of this state, in a case where a railroad company is a party or interested, or by a commissioner to award damages for the taking of private property for railroad purposes, a felony, and punishable in the state prison.

To committee on Judiciary.

By Mr. Maxon :

No. 98, A.,

A bill to confer certain powers upon the building commissioners appointed under chapter 39 of the laws of 1870, entitled "an act to provide for an additional institution for the insane."

On motion of Mr. Maxon,

The rules were suspended, and

Said bill was read a third time and passed.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills report that they have examined and find correctly enrolled,

No. 23, A.,

A bill to amend chapter 326 of the private and local laws of 1870, entitled an act to incorporate the Superior & St. Croix railroad company.

THOS. SANDERSON,

*Chairman*

Said bill was signed by the Speaker.

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The committee on Incorporations, to whom the following bills were referred, have had the same under consideration, and instruct me to report such bills back with the following recommendations :

No. 8, A.,

A bill to incorporate the Trustees of the Milwaukee County Orphans' Board.

No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870, entitled "an act to incorporate the First Sauk County Farmers Association for the fabrication of sugar from sugar beets."

No. 32, A.,

A bill to amend chapter 276 of the private laws of 1857, entitled  
 "An act to incorporate the village of Depere."

With the recommendation that they do pass,

Without amendment.

J. A. BAKER,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER:**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 9, S.,

A bill to authorize the Western Union Railroad Company to guarantee the payment of bonds of the Sabula, Ackley & Dakota Railroad Company and other companies.

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### SENATE MESSAGE CONSIDERED.

No. 9, S.,

A bill to authorize the Western Union railroad company to guarantee the payment of bonds of the Sabula, Ackley & Dakota railroad company and other companies,

Was read a first and second times, and referred

To committee on Railroads.

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### MESSAGE FROM THE SENATE,

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER:**

I am directed to inform you that the Senate has passed, and asks the concurrence of the Assembly in

Jt. Res. No. 8 S.,

Providing for printing 5,000 copies of the report of the committee on Charitable and Benevolent Institutions.

Also,

To present you for signature,

No. 5, S.,

A bill to extend the time for the collection of taxes in the town of Westford and east ward of the village of Randolph, in Dodge

county, and to authorize the clerk of the board of said county to apportion tax to the east ward of the village of Randolph and the town of Westford, in the county of Dodge,

And to inform you that the Senate has concurred in

No. 70 A.,

A bill to repeal chap. 361, of the private and local laws of 1868, entitled, "an act to authorize Eric. Theo. Schuyth to maintain a ferry across Big Sturgeon Bay, in Door county," and to grant to Henry Schuyler the right to establish and maintain a ferry across Big Sturgeon Bay. in Door county.

Said bill,

No. 58.,

Was signed by the Speaker.

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On motion of Mr. Field,  
The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills,  
Mr. Field in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

**MR. SPEAKER :**

The Assembly in committee of the Whole, have had under consideration the general file of bills, and report the same as follows :

No. 2, A.,

A bill to incorporate the trustees of the Milwaukee County Orphans' Board.

With amendment.

No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870, entitled an act to incorporate the First Sauk County Farmers' Association for the fabrication of sugar from sugar beets.

Without amendment.

No. 32, A.,

A bill to amend chapter 276, of the private and local laws of 1857, entitled an act to incorporate the village of Depere.

Without amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 8, A.,

Was, on motion of Mr. J. S. White,  
Referred to Milwaukee county delegation.

To

No. 10, A.,

Mr. S. A. White offered the following amendment:

Amend section 3, by striking out from the last line "less the amount already paid in on said stock, and no more or further."

Which amendment was adopted, and

Said bill, as amended, was ordered engrossed.

No 32, A.,

Was, on motion of Mr. Richter,

Recommitted to the committee on Incorporations.

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On motion of Mr. P. R. Briggs, the reference had of

No. 31, A.,

A bill to regulate the conduct of officers while in charge of jurors,

Was changed to the committee on Judiciary.

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Leaves of absence were granted to

Messrs. Keenan, Barnard and Rood, to Monday next, and to

Mr. Montgomery to Tuesday next.

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On motion of Mr. S. A. White,

The assembly adjourned.

FRIDAY, JANUARY 20, 1871.

10 o'CLOCK A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Dodge.

Mr. Curtis moved that when the Assembly adjourn it be to Monday next, at 7 o'clock P. M.  
Which motion prevailed.

### COMMUNICATIONS.

To His Excellency, **LUCIUS FAIRBANKS**,  
*Governor of the State of Wisconsin:*

I hereby certify that the following is a correct statement of all logs scaled in lumber district No. 8, during the season of 1870, by the inspector of lumber in said district, and his deputies:

Scaled and sawed at mills .....	29,415,042 feet, board measure.
Scaled in rafts at Waubeck .....	890,817 " " "

Total .....	30,305,859 " " "
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**JAMES F. MOORE**,  
*Lumber Inspector 3d District, Wisconsin.*  
West Eau Claire, Wis., January 18, 1871.

### LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Smith:

Mem. No. 18, A.,

Of J. P. Robinson, W. H. Prentiss and 200 others, voters and

tax payers of school district No. 1, village of Sheboygan Falls, praying for a bill authorizing said district to borrow money.

To committee on Education.

By Mr. Bate :

Mem. No. 19, A.,

Of D. S. Hull and others, asking for the passage of a law increasing the fees of justices of the peace.

To committee on Judiciary.

By Mr. King :

Mem. No. 20, A.,

Of justices of the peace and others, of Jackson county.

To committee on Judiciary.

By Mr. Sherman :

Mem. No. 21, A.,

Of the board of supervisors of Rock county, for the passage of a law for the education of the feeble-minded and idiotic children of Wisconsin.

To committee on Charitable and Benevolent Institutions.

## RESOLUTIONS INTRODUCED.

By Mr. Bailey :

Jt. Res. No. 9, A.,

*Resolved by the Assembly the Senate concerning, That a Joint Special Committee of one from the Senate and two from the Assembly be appointed to ascertain and report to the Legislature, the number of employees, the kind of employment, the salary of each, also the amount of stationery and stamps drawn by each of said employees employed under the President, Chief Clerk and Sergeant-at-Arms of the Senate, the Speaker, Chief Clerk and Sergeant-at-Arms of the Assembly ; also the number, salary, stationery and stamps of the clerks employed by the clerks of committees of each House ;*

*Resolved, that the President, Chief Clerk and Sergeant-at-Arms of the Senate, and the Speaker, Chief Clerk and Sergeant-at-Arms of the Assembly and the chairman of each of the above named committees be requested to prepare and furnish to said committee a list of their employees, in accordance with the above resolution, and that said committee report to the Legislaturat their earliest convenience.*

*Which lies over.*

By Mr. Thorn :

Jt. Res. No. 10, A.,

WHEREAS, Under chapter 39 of the general laws of 1870, entitled " an act to provide for an additional institution for the insane," the governor appointed commissioners to locate said additional institution ;



AND WHEREAS, Said commissioners did select a location at or near the city of Oshkosh in the county of Winnebago ;

AND WHEREAS, There has been much dissatisfaction manifested and expressed against said location, and much has been stated and shown that indicates that the location as selected is not a proper or a suitable one ; that the grounds where the same is to be situated, are low and wet and do not give good natural facilities for complete and perfect sewerage ;

AND WHEREAS, the erection and completion of such an institution will require from the State a large expenditure of money, amounting to several hundred thousand dollars, and by said act one hundred and twenty-five thousand dollars has been appropriated to commence the erection of said institution upon the location now selected by said commissioners ;

AND WHEREAS, Building commissioners have been appointed under said act, and have advertised for sealed proposals for the erection of said building, authorized by said act, and the contract for the letting of the same is advertised to be let on the first day of February next.

AND WHEREAS, The committee on Charitable and Benevolent Institutions has recommended the appropriation of ninety thousand dollars for the completion of the Hospital for the Insane, at Madison, by the erection of two additional wings, which when completed will offer accommodation for more than one hundred more inmates and patients, therefore,

*Resolved, by the Assembly, the Senate concurring,* That the committees on State Affairs of the senate and assembly, are hereby instructed to proceed immediately after the passage of this resolution, to the location proposed and selected by the commissioners aforesaid, and examine the same, and all its surroundings and situation, with regard to the conditions and requirements set forth in section 2 of said chapter 39, laws of 1870, and report to the legislature as soon as they can make the same, in writing, whether in their judgment the location is suitable and proper, and whether they deem it expedient to let any contract, or make any further expenditure of money before the completion of the two additional wings to the Hospital for the Insane at Madison ; and also whether it will not be for the best interest of the state to repeal chapter 39 of the laws of 1870, and use the money thereby appropriated for the erection of the said two additional wings.

Which lies over.

By Mr. Rounds :

Res. No. 13, A.,

*Resolved,* That the superintendent of public property be and is hereby instructed to furnish, for the use of the Railroad Committee of the Assembly, one of Chapman's new maps of the State of Wisconsin, published in 1869.

Which lies over.

5—A.

## RESOLUTIONS CONSIDERED.

Res. No. 11, A.,

Instructing committee on Railroads to enquire into the expediency of the appointment of railroad commissioners,

Introduced by Mr. Peterson on yesterday, was

On motion of Mr. Pease,

Referred to the committee on railroads.

Res. No. 12, A.,

Introduced by Mr. Bailey on the 19th inst.,

Instructing superintendent of public property to procure copies of the map of Wisconsin for the use of the Assembly,

Was adopted.

## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Maxon :

No. 99, A.,

A bill to amend chapter 446, of the private and local laws of 1868, entitled an act to incorporate the Wisconsin Railroad Farm Mortgage Land Company, and to legalize certain acts of the commissioners of said company.

To committee on Incorporations.

By Mr. Rounds :

No. 100, A.,

A bill to change the name of the Portage, Winnebago and Superior Railroad Company.

To committee on Railroads.

By Mr. Fay :

No. 101, A.,

A bill to amend section 98 of chapter 15, and section 10 of chapter 117, revised statutes, entitled of jurisdiction of constables.

To committee on Judiciary.

By Mr. Hall :

No. 102, A.,

A bill to incorporate the Watertown Boot and Shoe Manufacturing Association.

To committee on Incorporations.

By Mr. Smith :

No. 103 A.,

A bill to authorize joint school district No. 1, of the village of Sheboygan Falls, in the county of Sheboygan, to borrow money.

To committee on Education.

By Mr. Barnes ;

No. 104 A.,

A bill to incorporate the Union church association in the town of Wiota, Lafayette county.

To committee on Incorporations.

By Mr. Bremner :

No. 105 A.,

A bill to repeal chapter 404 of the private and local laws of 1868, entitled, " an act to authorize the supervisors of Racine county to construct drains in certain cases ;" also, chapter 394 of the private and local laws of 1869, entitled " an act to amend chapter 404 of the private and local laws of 1868."

To committee on Town and County Organization.

By Mr. Holloway ;

No. 106 A.,

A bill to amend section 3, chapter 103 of the general laws of 1866, entitled, " an act to amend chapter 246 of the general laws of 1861," entitled, " an act to amend chapter 22 of the general laws of 1859," entitled, " an act relative to the sale of lands for unpaid taxes and the conveyance and redemption thereof."

To committee on Judiciary.

By Mr. Keenan :

No. 107 A.,

A bill to repeal chapter 429 of the private and local laws of 1870, entitled an act to amend the act to incorporate the city of Milwaukee and the acts amendatory thereof, approved March 16th, 1870, and to revive and re-enact all laws in relation to the collection of taxes, the receipts and disbursements of moneys by the treasurer of the city of Milwaukee and to legalize his proceedings since the 15th day of March, 1870.

To Milwaukee City Delegation.

By Mr. Keenan :

No. 108, A.,

A bill to amend section 20 of chapter 133 of the revised statutes, entitled of costs and fees.

To committee on Judiciary.

By Mr. Manson :

No. 109, A.,

A bill to incorporate the Wausau Boom Company.

To committee on Lumber and Manufactures.

By Mr. Coons :

No. 110 A.,

A bill to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

To committee on Roads, Bridges and Ferries.

By Mr. Kuntz :

No. 111, A.,

A bill to provide for holding normal institutes in the State of Wisconsin, and to appropriate a certain sum of money for the purposes therein named.

To committee on Education.

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### REPORTS OF STANDING COMMITTEES.

The committee on Printing, to whom was referred

Jt. Res. No. 6, A.,

Providing copies of the governor's message in various languages for the use of the legislature,

Report that they have had the same under consideration, and report the same back by substitute, and recommend the adoption of the substitute.

R. K. FAY.

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The committee on State Affairs, to whom was referred

No. 60, A.,

A bill to amend section 3 of chapter 89, of the general laws of 1863, entitled, an act for the protection of boarding house keepers and livery stable keepers,

Respectfully report the same back to the Assembly with an amendment, and recommend its passage when so amended.

W. W. FIELD,

*Chairman.*

---

The committee on State Affairs to which was referred

No. 67, A.,

A bill to provide for the appointment of chaplains, one for the Senate and one for the Assembly, at each annual session of the legislature, and to fix their compensation for services,

Respectfully report the same back to the Assembly without amendment, and recommend its passage.

W. W. FIELD,

*Chairman.*

---

The committee on State Affairs to which was referred

No. 18, A.,

A bill to amend chapter 58, of the revised statutes, entitled of weights and measures,

Respectfully report the same back to the Assembly with a substitute and recommend its passage.

W. W. FIELD,

*Chairman.*

The committee on Incorporations, to whom was referred  
No. 12, A.

A bill to amend chapter 53 of the private and local laws of 1867, entitled "an act to incorporate the Hazel Green Mining Company,"

No. 63, A.,]

A bill to incorporate the Wisconsin Brown Stone company,

Report the same back without amendment, and recommend that they do pass.

And report back

No. 21, A.,

A bill to incorporate the Spring Grove Union Church Society,

With an amendment, and when so amended they recommend that it do pass.

J. A. BAKER,

*Chairman.*

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The committee on Swamp and Overflowed Lands to whom was referred

No. 57, A.,

A bill to repeal part of sections 10, 11 and 12, of chapter 484 of the private and local laws of 1870, entitled "an act to incorporate the Adams County Collegiate Institute,"

Have had the same under consideration and report it back with recommendation that it do pass.

W. P. ROUNDS,

*Chairman.*

---

The committee on Swamp and Overflowed Lands, to whom was referred

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon,

Report the same back, and recommend its passage.

W. P. ROUNDS,

*Chairman.*

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The committee on Local Legislation, to which was referred

No. 9, A.,

A bill to change the name of Alice Marsh to Alice Barber, and make her the heir-at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wisconsin,

Have had the same under consideration, and have instructed me to report the same back to the assembly without amendment, and recommend its passage.

D. D. CHENEY,

*Chairman.*

The committee on Assessment and Collection of Taxes, to whom was referred,

No. 54, A.,

A bill to extend the time for the collection of taxes and to change the time for selling lands for the non-payment of taxes in the county of Clark for the year 1871,

Respectfully report the same back to the house with amendment, and recommend its passage when amended.

JEHDEIAH BOWEN,

*Chairman.*

The committee on Town and County Organization to whom was referred

No. 25, A.

A bill to confer certain powers upon the Committee of Investigation of certain officers of the county of Manitowoc,

Respectfully report the same back to the house and recommend that it do pass.

No. 15, S.,

A bill to enable the board of supervisors of Iowa county to elect a superintendent of poor,

Respectfully report the same back to the house and recommend that it be concurred in.

No. 53, A.,

A bill to authorize county boards of supervisors to appoint land inspectors,

Respectfully report the same back to the house and recommend that the same be referred to committee on Judiciary.

THOS. H. McDILL,

*Chairman.*

On motion of Mr. Rankin,

The rules were suspended, and

No. 25, A.,

Was read a third time and passed.

No. 53, A.,

Was so referred.

The committee on the Judiciary to whom the following bills and memorials were referred, have had the same under consideration, and have instructed me to respectfully report said bills and memorials back, with the following recommendations:

No. 41, A.,

A bill to provide for actions of trespass in certain cases,

With recommendation that said bill be indefinitely postponed.

Mem. No. 3, A.,

A petition of Mark Derham and 86 others, citizens of Marquette

county, asking for a law to provide for actions of trespass in certain cases.

With the recommendation that the further consideration of said memorial be indefinitely postponed.

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, an act entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees,

With the recommendation that said bill be passed.

No. 29, A.,

A bill to amend chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and preserve the purity of elections by a registration of electors,"

With the recommendation that said bill be indefinitely postponed.

No. 49, A.,

A bill to authorize the justices of the peace in the city of Madison to keep their offices in any ward in said city,

With the recommendation that said bill be passed.

No. 45, A.,

A bill to make certain facts evidence of marriage.

With the recommendation that said bill be indefinitely postponed.

Mem. No. 2, A.,

Memorial of the county board of supervisors of Marquette county, asking for a repeal of the law requiring the registration of voters in country towns,

With the recommendation that the further consideration of said memorial be indefinitely postponed.

No. 19, A.,

A bill to amend section 7, of chapter 12, of the revised statutes, entitled "of the manner of commencing civil actions,"

With the recommendation that said bill be indefinitely postponed.

No. 17, A.,

A bill to amend chapter 124 of the revised statutes, entitled "Of the manner of commencing civil actions."

With the recommendation that said bill be indefinitely postponed.

No. 26, A.,

A bill to repeal chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors."

With the recommendation that said bill be indefinitely postponed.

No. 30, A.,

A bill to exempt from attachment and sale, on execution, abstract books,

With the recommendation that said bill be indefinitely postponed.  
No. 16, A.,

A bill to amend chapter 8 of the general laws of 1868, entitled "an act relating to the fees of registers of deeds for recording marriage certificates,"

With the recommendation that said bill be passed.

No. 24, A.,

A bill to regulate the sale of Patent Rights in the State of Wisconsin, and prevent frauds connected therewith,

With the recommendation that said bill be indefinitely postponed.

No. 31, A.,

A bill to regulate the conduct of officers while in charge of juries.

With the recommendation that said bill be indefinitely postponed.

No. 71 A.,

A bill to amend section. 1, chapter 128, general laws of 1867, entitled, "an act to prevent minors from playing at billiards, and on bowling alleys, and indulging in intoxicating drinks,

Reported back with the recommendation that said bill be passed.

No. 52, A.,

A bill to incorporate the Puddlers and Boilers Union of Bayview Wisconsin.

Reported back with amendment, with the recommendation that said bill be passed when so amended.

No. 39, A.,

A bill to amend section 27 of chapter 15 of the revised statutes, entitled "of towns and town officers, powers and duties thereof,"

Reported back with substitute, recommending that the said substitute do pass.

Mem. No. 4 A.,

Memorial for increase of the pay of jurors in justices courts, and to create tri justice courts.

With the recommendation that the further consideration of said memorial be indefinitely postponed.

Mem. No. 11, A.,

The petition of Wm. Welch for a law providing for payment of witness fees in criminal cases,

Reported back by bill, with the recommendation that said bill do pass.

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage,

With the recommendation that the said bill be passed.

D. HALL,

*Chairman.*

Said bill reported on Mem. No. 11, A., became

No. 112, A.,

A bill to provide for the payment of fees to the witnesses for the defendant, in criminal cases, the same as to the witnesses in behalf of the state,



And was read a first and second times and referred  
To the General File.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in  
No. 84, A.,

A bill to extend the time for the payment of taxes in the village  
of Wausau, in the county of Marathon.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in  
No. 98, A.,

A bill to confer certain powers upon the commissioners appointed  
under chapter 39 of the laws A. D. 1870, entitled an act to provide  
for an additional institution for the insane.

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#### SENATE MESSAGE OF YESTERDAY CONSIDERED.

Jt. Res. No. 5, S.,

Providing for printing 5,000 copies of the report of committee on  
Charitable and Benevolent Institutions,  
Was concurred in.

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#### MISCELLANEOUS PROCEEDINGS.

Mr. S. A. White moved that the vote by which  
No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870,  
entitled an act to incorporate the First Sauk County Farmers' As-  
sociation for the fabrication of sugar from sugar beets,

Be re-considered,

Which motion prevailed.

Mr. Field then moved to re-consider the vote by which the amendment thereto offered by Mr. S. A. White was adopted,

Which motion prevailed.

Said amendment was then rejected, and

Said bill was ordered engrossed.

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On motion of Mr. Curtis,  
The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE

On the general file of bills,

Mr. Curtis in the chair.

After some time spent therein the Committee rose, and reported as follows :

Mr. SPEAKER :

The Assembly in Committee of the Whole have had under consideration the general file of bills, have gone through with the same, and report sundry bills back as follows :

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

No. 9, A.,

A bill to change the name of Alice Marsh to Alice Barber, and to make her the heir-at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wis.

No. 12, A.,

A bill to amend chapter 53 of the private and local laws of 1867, entitled "An act to incorporate the Hazel Green Mining Company."

No. 16, A.,

A bill to amend chapter 8 of the general laws of 1868, entitled "an act relating to fees of registers of deeds.

No. 30, A.,

A bill to exempt from attachment and sale on execution, abstract books.

No. 31, A.,

A bill to regulate the conduct of officers while in charge of juries.

No. 41, A.,

A bill to provide for actions of trespass in certain cases.

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, entitled "an act to amend chapter 49 of the general laws of 1866, entitled 'an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees.'"

No. 45, A.,

A bill to make certain facts evidence of marriage.

No. 49, A.,

A bill to authorize the justices of the peace of the city of Madison to keep their office in any ward of said city.

No. 17, A.,

A bill to amend chapter 124 of revised statutes, entitled of the manner of commencing civil actions,

No. 19, A.,

A bill to amend section 7 of chapter 124 of revised statutes, entitled of the manner of commencing civil actions.

No. 24, A.,

A bill to regulate the sale of patent rights in the state of Wisconsin, and prevent frauds connected therewith.

No. 26, A.,

A bill to repeal chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors.

No. 29, A.,

A bill to amend chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors.

No. 57, A.,

A bill to repeal part of sections 10, 11 and 12, of chapter 484, private and local laws of 1870, entitled an act to incorporate the Adams County Collegiate Institute.

No. 63, A.,

A bill to incorporate the Wisconsin Brown Stone Company.

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage.

No. 67, A.,

A bill to provide for the appointment of chaplains, one for the Senate and one for the Assembly, at each annual session of the legislature, and to fix their compensation for services.

No. 71, A.,

A bill to amend section one, chapter 128, general laws of 1867, entitled an act to prevent minors from playing at billiards and on bowling alleys and indulging in intoxicating drinks.

And

No. 15 S.,

A bill to enable the board of supervisors of Iowa county to elect a superintendent of poor,

Without amendment.

No. 18 A.,

A bill to amend chapter 58 of the revised statutes, entitled "of weights and measures."

No. 21 A.,

A bill to incorporate the Spring Grove Union Church society.

No. 39 A.,

A bill to amend section 27 of chapter 15, of the revised statutes, entitled "of towns and town officers, powers and duties thereof."

No. 52 A.,

A bill to incorporate the puddlers and boiler's union of Bayview, Wisconsin.

No. 54 A.,

A bill to extend the time for the collection of taxes, and to change the time for selling lands for the non-payment of taxes in the county of Clark for the year 1871.

No. 60 A.,

A bill to amend section 8 of chapter 89 of the general laws of 1863, entitled "an act for the protection of boarding house keepers and of livery stable keepers,"

With amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

No. 9 A.,

A bill to change the name of Alice Marsh to Alice Barber, and to make her the heir-at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wis.

Were severally ordered engrossed.

On motion of Mr. Harris,

The rules were suspended, and

No. 12, A.,

A bill to amend chapter 53 of the private and local laws of 1867, entitled "an act to incorporate the Hazel Green Mining Company,"

Was read a third time and passed.

On motion of Mr. Keenan,

No. 16, A.,

A bill to amend chapter 8 of the general laws of 1868, entitled "an act relating to fees of registers of deeds for recording marriage certificates,"

Was indefinitely postponed.

No. 17, A.,

A bill to amend chapter 124 of the revised statutes, entitled "of the manner of commencing civil actions,"

Was indefinitely postponed.

Leave of absence was granted to Mr. McCormick until the 28th inst.

On motion of Mr. Ball,  
The Assembly adjourned.

MONDAY, JANUARY 23, 1871.

7 o'clock P. M.

The Assembly met.  
The Speaker in the chair.

### COMMUNICATIONS.

*Statement of Pine Saw Logs scaled in Lumber District No. 9, Wisconsin, during the season, 1870.*

Logs picked up at the mouth of Chippewa river.....	40,222
scaled opposite Reed's Landing.....	1,068,173
at Beef Slough Boom.....	8,570,808
(season 1869,) and re-scaled.....	670,382

Total amount scaled in district..... 10,349,080

I certify the above statement as true and correct.

JOHN F. HAUSER,  
*Lumber Inspector,*  
District No. 9, Wis.

Buffalo county, Wis., Nelson, December 31, 1870.

### LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Dana :

Mem. No. 22, A.,

Of Justices' of the Peace of Columbia county, and others, asking  
for an increase of justices' fees.

To Judiciary committee.

By Mr. Bate :

Mem. No. 23, A.,

Of J. Melville, and 188 others, against the passage of any law authorizing the building of a dam across the Chippewa river below the head of navigation.

To committee on Lumber and Manufactures.

By Mr. Keenan :

Mem. No. 24, A.,

Of merchants of Milwaukee, praying for the passage of bill No. 51 Assembly, "to regulate the inspection of fresh water fish in the city of Milwaukee."

To Milwaukee City Delegation.

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### RESOLUTIONS INTRODUCED.

By Mr. Maxon :

Res. No. 14, A.,

*Resolved*, That the secretary of state be requested to transmit to the assembly, a copy of the recent report of the Commissioners of the Wisconsin Railroad Farm Mortgage Land Company.

Which lies over.

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### RESOLUTIONS CONSIDERED.

Res. No. 13, A.,

Instructing the superintendent of public property to furnish a map of Wisconsin for the use of the committee on Railroads,

Introduced by Mr. Rounds on the 20th,

Was adopted.

Jt. Res. No. 6, A.,

Providing copies of the Governor's message in various languages for the use of the Legislature,

Introduced by Mr. Kuntz on the 17th inst., amended and referred to the committee on Printing on the 18th, on the 20th reported back by substitute and adoption of substitute recommended, was,

On motion of Mr. Maxon,

Postponed to Wednesday next.

Jt. Res. No. 9, A.,

Providing a joint select committee to ascertain number of employees and amount of stationery, stamps, &c., drawn by each employee,

Introduced by Mr. Bailey, on the 20th,

Was, on motion of Mr. Rood,

Referred to committee on Legislative Expenditures.

Jt. Res. No. 10, A.,

To have the committee on State Affairs visit and examine the location for the additional institution for the Insane and report thereon,

Introduced by Mr. Thorn, on the 20th inst.,

Was, on motion of Mr. Thorn,

Postponed to Tuesday next, at 11 o'clock A. M., and made the Special Order for that time.

### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Mazon :

No. 113 A.,

A bill relating to conveyances of real estate.

To committee on Judiciary.

By Mr. Merrill :

No. 114 A.,

A bill to legalize and authorize the assessments of street improvements, and assessments in the city of Janesville.

To committee on Judiciary.

By Mr. McIntosh :

No. 115 A.,

A bill to authorize the city of Appleton to fund its corporate indebtedness.

On motion of Mr. McIntosh,

The rules were suspended, and

Said bill was read a third time, and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnes, Bate, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Judd, Keenan, King, Knöell, Loneragan, Manson, Marvin, Maxon, McDill, McDonald, Merriam, Merrill, Morgan, More, Moulton, Ockler, Ötling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Rood, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker—80.

None voting in the negative.

Those absent or not voting were

Messrs. Barnard, Blake, Bremner, J. W. Hoyt, Humphrey, Jeffers, Kuntz, McCormick, McIntosh, Meyer, Mihills, Montgomery,

Nichols, Rankin, Richter, Rounds, Rusch, Semple, Vaughn and Weil—20.

By Mr. McDill :

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir at law of John Eckles.

To committee on Judiciary.

By Mr. D. W. Briggs :

No. 117, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled "an act to establish a township system of schools."

To committee on Education.

By Mr. Bate :

No. 118, A.,

A bill to consolidate and amend the laws relating to trespassing on state lands,

To committee on School and University lands.

By Mr. Bate :

No. 119, A.,

A bill to amend chapter 139 of the general laws of 1867, entitled "an act to reduce the price of swamp and overflowed lands, in certain cases."

To committee on Swamp and Overflowed Lands.

By Mr. Bate :

No. 120, A.,

A bill to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

To committee on Roads, Bridges and Ferries.

By Mr. Curtis :

No. 121, A.,

A bill to amend chapter 93 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction."

To committee on Railroads.

By Mr. Orton :

No. 122, A.,

A bill to incorporate the Madison woolen mills.

To committee on Incorporations.

By Mr. Dana :

No. 123, A.,

A bill to amend section 8 of chapter 137, private and local laws of 1867, entitled "an act to incorporate the Lodi Union Agricultural Society."

To committee on Agriculture.



By Mr. Dana :

No. 124, A.,

A bill to amend section 21 of chapter 103 of the revised statutes, entitled of the partition and distribution of estates.

To committee on Judiciary.

By Mr. Manson :

No. 125, A.,

A bill to repeal chapter 64 of the private and local laws of 1870, entitled an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river, at the village of Jenny.

To committee on Swamp and Overflowed lands.

By Mr. Bate :

M. C. No. 2, A.,

Memorial to Congress for the protection of immigrants landing at New York, Boston, Philadelphia and other ports of entry of the United States.

To committee on Federal Relations.

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### MESSAGE FROM THE SENATE,

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed, and asks the concurrence of the Assembly in

No. 57, S.,

A bill providing for the collection of taxes in the city of Kenosha, and extending the time for collecting the same.

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### BILLS REPORTED BY THE COMMITTEE OF THE WHOLE OF THE 20TH INST.

The substitute reported by the committee to

No. 18 A.,

A bill to amend chapter 58 of the revised statutes, entitled "of weights and measures,"

Was adopted.

And said bill was ordered engrossed.

The amendment to

No. 21 A.,

A bill to incorporate the Spring Grove Union Church Society,

Was adopted, and

Said bill was ordered engrossed.

6—A.

To the amendment reported by the committee to  
No. 39, A.,

A bill to amend section 27, of chapter 15, of the revised statutes, entitled of towns and town officers, powers and duties thereof,

Mr. S. A. White offered the following amendment :

Strike out all after "overseers of highways," and insert, "who shall be appointed by the supervisors within ten days after election,"

Pending the consideration of which,

Said bill and pending amendments were,

On motion of Mr. Field,

Re-committed to a select committee of three, Mr. S. A. White, chairman.

The amendment to

No. 52, A.,

A bill to incorporate the Puddlers' and Boilers' Union, of Bayview, Wisconsin,

Was adopted, and

Said bill was ordered engrossed.

The amendment to

No. 54, A.,

A bill to extend the time for the collection of taxes, and to change the time for selling lands for the non-payment of taxes, in the county of Clark, for the year 1871,

Was adopted, and

Said bill was ordered engrossed.

The amendment to

No. 60, A.,

A bill to amend section 8 of chapter 89 of the general laws of 1868, entitled "an act for the protection of boarding house keepers and of livery stable keepers,

Was adopted, and

Said bill was ordered engrossed.

No. 19, A.,

A bill to amend section 7 of chapter 124 of the revised statutes, entitled "of the manner of commencing civil actions,"

Was indefinitely postponed.

No. 24, A.,

A bill to regulate the sale of patent rights in the State of Wisconsin, and to prevent frauds connected therewith,

Was, on motion of Mr. Arnold,

Recommitted to committee on Judiciary.

No. 28, A.,

A bill to repeal chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors,"

No. 29, A.,

A bill to amend chapter 445 of the general laws of 1864, entitled

"an act to guard against the abuse of the elective franchise, and preserve the purity of elections by the registration of electors,"

Were, on motion of Mr. Field.

Postponed to one week from Wednesday next, at 11 o'clock, and made special order for that time.

No. 80, A.,

A bill to exempt from attachment and sale on execution, abstract books.

Was, on motion of Mr. P. R. Briggs,

Re-committed to Judiciary committee.

No. 81, A.,

A bill to regulate the conduct of officers while in charge of jurors,

Was indefinitely postponed.

No. 41, A.,

A bill to provide for actions of trespass in certain cases,

Was, on motion of Mr. Rood,

Re-committed to committee on Agriculture.

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, an act entitled "an act to amend chapter 49 of the general laws of 1866," entitled "an act to amend sections 1 and 4 of chapter 133 of the revised statutes," entitled "of costs and fees," and to revive and re-enact chapter 18 of the general laws of 1867, an act entitled "an act to amend chapter 49 of the general laws of 1866," entitled "an act to amend sections 1 and 4 of chapter 133 of the revised statutes," entitled "of costs and fees,"

Was ordered engrossed.

No. 45, A.,

A bill to make certain facts evidence of marriage,

Was, on motion of Mr. Curtis,

Re-committed to the Judiciary committee.

No. 49, A.,

A bill to authorize the justices' of the peace of the city of Madison to keep their offices in any ward of said city,

Was, on motion of Mr. Orton,

Re-committed to the Dane County Delegation.

No. 57, A.,

A bill to repeal part of sections 10, 11 and 12 of chapter 484, private and local laws of 1870, entitled "an act to incorporate the Adams County Collegiate Institute,"

Was ordered engrossed.

To

No. 63 A.,

A bill to incorporate the Wisconsin Brown Stone Company,

Mr. Hall offered the following amendment:

Amend section 2, by adding after the word "personal," in the sixth line of the printed bill, the words, "necessary to the business of the incorporation,"

Which amendment was adopted, and  
Said bill, as amended, was ordered engrossed.

No. 67, A.,

A bill to provide for the appointment of chaplains, one for the Senate and one for the Assembly, at each annual session of the legislature, and to fix their compensation for services,

On motion of Mr. Curtis,

Was referred to the Committee on Judiciary.

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage,

Was ordered engrossed.

To

No. 71, A.,

A bill to amend section 1, of chapter 128, of the general laws of 1867, entitled "an act to prevent minors from playing billiards and on Bowling Alleys, and indulging in intoxicating drinks,"

Mr. Pease introduced the following amendment :

After the word "minors," in the last line of section one, insert the following :

"Except on a written order of parents, guardians or a licensed physician,"

Pending the consideration of which,

Said bill was laid aside until the return of the mover of the bill,  
Mr. Nichols.

No. 15, S.,

A bill for an act to enable the board of supervisors of Iowa county to elect a superintendent of poor,

Was ordered to a third reading.

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On motion of Mr. Richards,  
The Assembly adjourned.

TUESDAY, January 24, 1871.

10 o'clock A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Spalding.

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COMMUNICATIONS.

*To the Honorable, the Legislature of the State of Wisconsin:*

I respectfully beg leave to report that there have been scaled in lumber district No. 7, during the sawing season of 1870, forty millions one hundred and ninety-one thousand four hundred and twenty-three (40,191,423) feet of pine saw logs, twenty-five millions one hundred and nine thousand three hundred and sixty-two (25,109,862) feet of which have been manufactured into lumber in said district. There have also been manufactured in said district nine millions three hundred and sixty-two thousand (9,362,000) lath and four hundred and sixty-one thousand three hundred and eighty (461,840) feet of palings.

All of which is respectfully submitted.

J. G. CALLAHAN,

*Lumber Inspector,*

District No. 7, Wis.

Eau Claire, January 18, 1871.

## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Cheney :

Mem. No. 25, A.,

Of Justices of the Peace of Monroe county, and others, praying for an increase of justices' fees.

To Judiciary committee.

By Mr. Anderson :

Mem. No. 26, A.,

Of citizens of Mazomanie, to provide an institution for the education of the feeble minded and idiotic children of Wisconsin.

To committee on Charitable and Benevolent Institutions.

By Mr. Orton :

Mem. No. 27, A.,

In favor of the establishment of an institution for the education of the feeble minded and idiotic children of Wisconsin.

To committee on Charitable and Benevolent Institutions.

By Mr. Orton :

Mem. No. 28 A.,

Remonstrance of tax-payers of the city of Madison against subscription to the stock of railroad companies.

To committee on Railroads.

By Mr. Merrill :

Mem. No. 29 A.,

Of James Sutherland and seventy others, for an institution for the education of the feeble-minded and idiotic youth of Wisconsin.

To committee on Charitable and Benevolent Institutions.

By Mr. McIntosh :

Mem. No. 30 A.,

For relief of Adolf Haster.

To committee on Claims.

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RESOLUTIONS INTRODUCED.

By Mr. J. S. White :

Res. No. 15, A.,

*Resolved*, That the state printer is hereby directed to furnish 2,000 copies of the legislative statistical list, printed on calendared paper, for the use of the Assembly.

On motion of Mr. Field,

The rules were suspended.

Mr. Maxon moved to amend the resolution by inserting after the word "resolved" the words "by the Assembly, the Senate concurring."

Which amendment was lost.

Mr. Thorn then moved that said resolution be indefinitely postponed.

Which motion was lost.

By the following vote :

Those who voted in the affirmative were :

Messrs. Arnold, Ball, Barnard, Barnes, Blake, Cheney, Coons, Dana, Dick, Eastman, Fitzgerald, Fryer, Harris, Heimdal, Hopkins, J. W. Hoyt, Keenan, Manson, Maxon, McDonald, McIntosh, Meyer, Mihills, Ockler, Etling, Orton, Peterson, Richards, Semmann, Thorn, Trumer, Wagner, Weil and S. A. White—34.

Those who voted in negative were

Messrs. Allen, Anderson, Atwater, Ayres, Bacon, Bailey, Baker, Bate, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cousins, Curtis, Fay, Field, Freeman, Galagan, Hall, Hammond, Hinkley, Hixon, Holloway, Hoye, Judd, King, Knell, Kuntz, Lonergan, Marvin, McDill, Merriam, Merrill, Morgan, More, Moulton, Pease, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Samuelson, Sanderson, Sherman, Smith, Swain, Torgerson, Vaughn, J. S. White and Mr. Speaker Smith—52.

Those absent or not voting were

Messrs. Bremner, Chase, Davis, C. M. Hoyt, Humphrey, Jeffers, McCormick, Montgomery, Nichols, Rankin, Rounds, Rusch, Semple and Watts—11.

Mr. Field then moved to amend the resolution by inserting after the words, "statistical list," the words, "as ordered by the Senate."

Mr. Thorn moved to refer said resolution to committee on Printing, and accepted an amendment by Mr. Dana as follows :

"With instructions to report at their earliest convenience as to the cost."

The motion to refer with instructions was lost.

The amendment by Mr. Field was adopted, and

Said resolution as amended was adopted.

By Mr. Orton :

Res. No. 16, A.,

*Resolved*, That the use of the Assembly chamber be granted to the State Historical Society for Tuesday evening next, the 31st inst., for the delivery of the annual address before the society, by Hon. Charles L. Walker, of Detroit—subject, The Northwest during the Revolution.

Which lies over.

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## RESOLUTIONS CONSIDERED.

Res. No. 14, A.,

Requesting Secretary of State to furnish the Assembly a copy

of the report of the commissioners of the Wisconsin Railroad Farm Mortgage Land Company,

Introduced by Mr. Maxon on yesterday,

Was adopted.

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Mr. McIntosh moved to amend the title to

No. 115 A.,

So as to read as follows :

No. 115 A.,

A bill to authorize the city of Appleton to fund its corporate indebtedness, and to limit the amount of the bonded debt of said city,

Which amendment was adopted.

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### BILLS INTRODUCED,

Read first and second times and referred :

By Mr. Richter :

No. 126, A.,

A bill to amend chapter 538, of the general laws of 1865, entitled "an act to codify and consolidate all laws relative to the assessment of taxes, and amendatory of chapter 167, of the general laws of 1859, and of chapter 18, of the revised statutes, entitled, of the assessment and collection of taxes."}

To committee on Assessment and Collection of Taxes.

By Mr. Hall :

No. 127, A.,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city.

To committee on Education.

By Mr. Ayres :

No. 128, A.,

A bill to incorporate the Depere Iron Works.

To committee on Incorporations.

By Mr. Merriam :

No. 129, A.,

A bill to incorporate the Springfield Mite Association.

To committee on Incorporations.

By Mr. McDill :

No. 130, A.,

A bill to repeal chapter 166 of the private and local laws of 1869, entitled "an act to repeal chapter 132 of the general laws of 1866,



entitled an act to vest the title of unredeemed lands in counties, and to revive chapter 132 of the general laws aforesaid,

To committee on Judiciary.

By Mr. McDonald :

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled " an act to revive and consolidate the charter of the village of Oconomowoc."

To committee on Incorporations.

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### REPORTS OF STANDING COMMITTEES.

The committee on Town and County Organization, to whom was referred

No. 47, A.,

A bill to define certain powers of the supervisors of the town of Preble, in Brown county,

Respectfully report the same back to the house, and recommend that it do pass.

THOS. H. McDILL,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 109, A.,

A bill to incorporate the Wausau Boom company,

Have had the same under consideration, and respectfully report the same back with amendments, and recommend that it do pass when so amended.

U. D. MIHILLS,  
*Chairman.*

On motion of Mr. Orton,

The rules were suspended,

The amendments reported thereto were concurred in, and

Said bill was read a third time and passed.

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The committee on State Affairs, to whom was referred

No. 59, A.,

A bill to authorize Joint School District No. 5, of the towns of Lima and Clifton, in the county of Grant, and the town of Mifflin, in the county of Iowa, to borrow a certain sum of money,

No. 61, A.,

A bill to authorize School District No. 2 of Fort Howard, to borrow a certain sum of money,

Have had the same under consideration, and unanimously report the same back without amendment, and recommend their passage.

W. W. FIELD,  
*Chairman.*

On motion of Mr. Holloway,  
The rules were suspended, and  
No. 59, A.,

Was read a third time, and was then,

On motion of Mr. Hall,

Amended by striking out the words "and directed," where they occur, in section 8,

And, as amended, was passed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayers, Bacon, Bailey, Baker, Ball, Barnes, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, J. W. Hoyt, Judd, Keenan, King, Knæll, Kuntz, Loneragan, Manson, Marvin, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Morgan, More, Moulton, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Samuelson, Sanderson, Semman, Smith, Swain, Torgerson, Vaughn, Weil, J. S. White, S. A. White and Mr. Speaker. Smith—79.

Those voting in the negative were

Messrs. Maxon, Sherman, Thorn, Trumer, Wagner and Watts—6.

Those absent or not voting were

Messrs. Barnard, Bremner, Chase, Freeman, C. M. Hoyt, Humphrey, Jeffers, McCormick, Montgomery, Nichols, Oakler, Rankin, Rounds, Ruseh and Semple—15.

On motion of Mr. Curtis,

The rules were suspended, and

No. 61, A.,

A bill to authorize school district No. two of the borough of Fort Howard to borrow a certain sum of money,

Was read a third time and passed.

Mr. Hall moved that the committee on State Affairs be instructed to bring in a general bill to provide for loaning money from trust funds to school districts.

Which motion prevailed.

1 1 o'clock A. M.

Jt. Res. No. 10, A.,

A resolution to have the committee on State Affairs visit and examine the location for the additional institution for the insane, and report thereon,

Introduced by Mr. Thorn on the 20th inst., on the 23d inst., postponed to and made the

### SPECIAL ORDER

For this hour,

Was taken up.

Mr. Ayres moved that said resolution be laid upon the table,

Which motion was lost,

By the following vote :

Those who voted in the affirmative were

Messrs. Arnold, Ayres, Bacon, Bailey, Baker, Barnes, Bate, Bowen, D. W. Briggs, Curtis, Davis, Dick, Eastman, Field, Galagan, Hammond, Holloway, Hoyer, Knell, Loneragan, Manson, Maxon, McDill, McIntosh, Merriam, Morgan, More, Ockler, Oetling, Pease, O. S. Powell, Richards, Samuelson, Swain, Trumer, Vaughn, Weil, J. S. White, S. A. White and Mr. Speaker Smith—40.

Those voting in the negative were

Messrs. Allen, Anderson, Atwater, Ball, Barnard, Blake, P. R. Briggs, Chambers, Cheney, Coons, Cousins, Dana, Fay, Fitzgerald, Freeman, Fryer, Hall, Harris, Heimdal, Hinkley, Hixon, Hoskins, J. W. Hoyt, Judd, Keenan, King, Kuntz, Marvin, McDonald, Meyer, Mihills, Moulton, Orton, Pengra, Peterson, R. T. Powell, Rhodes, Richter, Rood, Sanderson, Semmann, Sherman, Smith, Thorn, Torgerson, Wagner and Watts—47.

Those absent and not voting were

Messrs. Bremner, Chase, C. M. Hoyt, Humphrey, Jeffers, McCormick, Merrill, Montgomery, Nichols, Rankin, Rounds, Rusch and Semple—18.

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Leave of absence was granted to Mr. Merrill until Thursday morning next.

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On motion of Mr. Dana,

The Assembly adjourned to 2 1-2 o'clock, P. M.

2 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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### REPORTS OF SELECT COMMITTEES.

The Milwaukee City Delegation have had under consideration,  
No. 107 A.,

A bill to repeal chapter 429 of the private and local laws of the year 1870, entitled an "act to amend the act to incorporate the city of Milwaukee and the acts amendatory thereof, approved March 16th, 1870, and to revive and re-enact all laws in relation to the collection of taxes, the receipts and disbursements of moneys by the treasurer of the city of Milwaukee and to legalize his proceedings since the 15th day of March, A. D. 1870.

And have instructed me to report the same back with amendments, and when so amended, recommend its passage.

D. H. RICHARDS,

*Chairman.*

On motion of Mr. Richards,

The rules were suspended,

The amendments recommended thereto by the committee were adopted, and

Said bill was read a third time, and passed.

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On motion of Mr. Judd, the consideration of

Jt. Res. No. 10, A.,

A resolution to have the committee on State Affairs visit and examine the location for the additional institution for the insane, and report thereon,

Was resumed,

And after some time being spent in the consideration thereof,

Said resolution was lost.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 4, S.,

A bill to incorporate the Iowa and Richland Counties Railroad Company.

No. 10, S.,

A bill to regulate the time of holding the general terms of the circuit court for the sixth judicial circuit.

No. 19, S.,

A bill to repeal chapter 188, general laws of 1870, entitled "an act for the destruction of lynxes, wolves and wildcats."

No. 23, S.,

A bill to appropriate a sum of money for the payment of indebtedness, current expenses and general repairs of the State prison for the year 1871.

No. 37, S.,

A bill to amend chapter 462 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Union Railroad Company.

No. 56, S.,

A bill to change the name of the Brewers' Protective Insurance Company of the West to that of the Brewers' Fire Insurance Company of America.

And has concurred in

No. 80, A.,

A bill to amend chapter 374 of the private and local laws of 1870, entitled "an act to incorporate the Trempealeau County Farmers' Mutual Fire Insurance Company,"

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 40, S.,

A bill to provide for opening up and constructing a State Road from the village of Necedah to Remington's Mills.

The speaker announced as the select committee on  
No. 39 A.,

A bill to amend section 27 of chapter 15, of the revised statutes,  
entitled " of towns and town officers, powers and duties thereof,"

Messrs. S. A. White, Field and Wagner.

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Leave of absence was granted to Mr. Rankin until Thursday  
evening next.

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On motion of Mr. Pease,  
The Assembly adjourned.

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WEDNESDAY, JANUARY 25, 1871.

10 o'clock A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Dodge.

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#### LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. Anderson :

Mem. No. 31 A.,

From the city council of the city of Madison against the passage  
of a bill to authorize the justices of the peace in the city of Madi-  
son to keep their office in any ward of said city.

To the Dane County Delegation.

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#### RESOLUTIONS INTRODUCED.

By Mr. Curtis :

Jt. Res. No. 11, A.,

WHEREAS, The artificial light furnished for the use of the State  
capitol has become of such a wavering character and deficient in  
quantity as to be nearly worthless, and of injurious effect upon the  
organs of vision ;

*Resolved, by the Assembly, the Senate concurring,* That the superintendent of public property be and he is hereby directed to ascertain the occasion of such a phenomenon, and, unless the same is likely to be removed without delay, to report to the legislature an estimate of the probable cost of some other method of illumination.

On motion of Mr. Curtis,

The rules were suspended, and

Said resolution was adopted.

### RESOLUTIONS CONSIDERED.

Res. No. 16, A.,

Granting the use of the assembly chamber to the State Historical Society for Tuesday evening next, 31st inst.,

Introduced by Mr. Orton on yesterday,

Was adopted.

Jt. Res. No. 6, A.,

Providing copies of the Governor's message in various languages,

Introduced by Mr. Kuntz on the 17th inst.; on the 18th amended and referred to the committee on Printing; on the 20th reported back by substitute, and adoption of substitute recommended; on the 23d postponed to this day,

Mr. Judd moved to strike out "1,000" where it occurs in reference to the English language, and insert in lieu thereof "8,000," which was lost.

Mr. Arnold moved to amend by striking out "1,000" where they apply to the English language,

Pending which,

On motion of Mr. Hammond,

Said resolution and pending amendments were laid on the table.

Jt. Res. No. 7, A.,

Extending sympathies to any and every nation striving to establish a republican form of government,

Introduced by Mr. Weil on the 18th inst.; on the 19th resolution and pending amendments postponed to this day,

Mr. Jeffers moved that said resolution and pending amendments be laid upon the table,

Which motion was lost,

By the following vote:

Those who voted in the affirmative were

Messrs. Arnold, Ayres, Bowen, D. W. Briggs, Cheney, Dick, Fay, Fitzgerald, Hixon, Holloway, Hoye, Jeffers, McDonald, More, Moulton, Nichols, Otling, R. T. Powell, Rhodes, Richards, Richter, Rounds, Semman, Smith and Torgerson—25.

Those voting in the negative were

Messrs. Allen, Anderson, Atwater, Bailey, Ball, Barnard, P. B. Briggs, Chambers, Chase, Coons, Cousins, Dana, Eastman, Field,

Galagan, Hammond, Harris, Heimdal, Hinkley, Hoskins, J. W. Hoyt, Humphrey, Judd, Keenan, King, Knoll, Kuntz, Loneragan, Marvin, Maxon, McDill, McIntosh, Meyer, Mihills, Ockler, Pengra, Peterson, O. S. Powell, Samuelson, Sanderson, Sherman, Trumer, Vaughn, Weil, J. S. White, and Mr. Speaker, Smith—46.

Those absent or not voting were

Messrs. Bacon, Baker, Barnes, Bate, Blake, Bremner, Curtis, Davis, Freeman, Fryer, Hall, C. M. Hoyt, Manson, McCormick, Merriam, Merrill, Montgomery, Morgan, Orton, Pease, Rankin, Rood, Rusch, Sample, Swain, Thorn, Wagner, Watts and S. A. White—29.

Mr. Bailey offered the following, as an amendment to the amendment, add :

*“Provided, however, further, That when the despots and enemies of human freedom in the old world, rush together to cut each other's throats, we wish them God speed in their good work.”*

Which was adopted, and

Said amendment as amended was rejected.

Said resolution was then adopted,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Bailey, Ball, Barnard, Bate, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Dana, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Galagan, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Loneragan, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Meyer, Mihills, More, Moulton, Nichols, Ockler, Otting, Pengra, Peterson, O. S. Powell, R. T. Powell, Richards, Rounds, Samuelson, Sanderson, Semmann, Sherman, Smith, Torgerson, Trumer, Wagner, Watts, Weil, J. S. White, and Mr. Speaker—71.

Those voting in the negative were

Messrs. Knoll, Richter, and Rusch—8.

Those absent or not voting were

Messrs. Atwater, Baker, Barnes, Blake, Bowen, Curtis, Davis, Fryer, Hall, C. M. Hoyt, Kuntz, Manson, McCormick, Merrill, Montgomery, Morgan, Orton, Pease, Rankin, Rhodes, Rood, Sample, Swain, Thorn, Vaughn, S. A. White—26.

## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Ball :

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money.

To committee on Education.



By Mr. Ayres :

No. 133, A.,

A bill to incorporate the Green Bay and Superior Railway Company.

To committee on Railroads.

By Mr. Jeffers :

No. 134, A.,

A bill to abridge and simplify conveyances of deeds and mortgages.

To committee on Judiciary.

By Mr. McIntosh :

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

To committee on Judiciary.

By Mr. Keenan :

No. 136, A.,

A bill to appropriate to the Home of the Friendless, Milwaukee, the sum of \$1,000.

To committee on Claims.

By Mr. Keenan :

No. 137, A.,

A bill to appropriate to St. Mary's Hospital, Milwaukee, the sum of \$1,000.

To committee on Claims.

By Mr. Keenan :

No. 138, A.,

A bill to appropriate to St. Rosa's Orphan Asylum the sum of \$1,000.

To committee on Claims.

By Mr. Keenan :

No. 139, A.,

A bill to appropriate to the St. Joseph's Orphan Asylum, Milwaukee, the sum of \$1,000.

To committee on Claims.

By Mr. Keenan :

No. 140, A.,

A bill to appropriate to the Milwaukee Orphan Association, Milwaukee, the sum of one thousand dollars.

To committee on Claims.

By Mr. Keenan :

No. 141, A.,

A bill to appropriate to the St. Amelias Orphan Asylum, Milwaukee, the sum of one thousand dollars.

To committee on Claims.

By Mr. Keenan :

No. 142, A.,

A bill to appropriate to the Milwaukee Hospital, Milwaukee, the sum of one thousand dollars.

To committee on Claims,

By Mr. Keenan :

No. 143, A.,

A bill to appropriate to St. John's Church Home, Milwaukee, the sum of one thousand dollars.

To committee on Claims.

By Mr. Keenan :

No. 144, A.,

A bill to appropriate to the Wisconsin Seamans' Friends Society, Milwaukee, the sum of \$500,

To committee on Claims.

By Mr. Rounds :

No. 145, A.,

A bill to extend the time for the collection of taxes in the town and village of Neenah.

On motion of Mr. Rounds,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Hall :

No. 146, A.,

A bill to extend the time for the collection of taxes in the city of Watertown.

On motion of Mr. Rounds,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Moulton :

No. 147, A.,

A bill to authorize school district No. 1 of the town of Onalaska, La Crosse county, to borrow a certain sum of money therein named.

To committee on State Affairs.

By Mr. Nichols :

No. 148, A.,

A bill to legalize the official acts of Aaron J. Brown as treasurer of the town of Mackford, in Green Lake county.

On motion of Mr. Nichols,

The rules were suspended, and

Said bill was read a third time and passed.

## REPORTS OF STANDING COMMITTEES.

The committee on Railroads, to whom was referred

No. 68, A.,

A bill to incorporate the Milwaukee and Northwestern Railway Company,

Respectfully report the said bill back to the House with an amendment, and recommend its passage when amended.

J. S. CURTIS,

*Chairman.*

The committee on State Affairs, to whom was referred,

No. 59, A.,

A bill relating to tolls for grinding, and amendatory of section one (1) of chapter fifty-nine (59) of the revised statutes, entitled "of the rates of tolls for grinding,"

Have had the same under consideration, and report it back with recommendation of its indefinite postponement.

W. W. FIELD,

*Chairman.*

The committee on the Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report said bills back, with the following recommendations:

No. 88, A.,

A bill to amend section 1, chapter 153, of the revised statutes, entitled "Of liens of mechanics and others."

No. 95, A.,

A bill to authorize the school board of school district No. one, in the town of Blooming Grove, in the county of Dane, to pay teacher.

No. 97, A.,

A bill to make the receiving of a railroad pass by a juror in any court of this state, in a case where a railroad company is a party or interested, or by a commissioner to award damages for the taking of private property for railroad purposes, a felony, and punishable in the state prison.

With the recommendation that the said bills do pass.

No. 87 A.,

A bill to amend section 33, of chapter 133, of the revised statutes, entitled "of costs and fees,"

With the recommendation that said bill be indefinitely postponed.

No. 88 A.,

A bill to amend section 8, of chapter 302, of the private and local (general) laws of 1861, entitled, "an act to create the municipal court of the city and town of Ripon, approved April 15, 1861,"

Reported back amended by inserting the enacting clause, with recommendation that said bill be passed when so amended.

No. 106 A.,

A bill to amend section 3, chapter 103 of the general laws of 1866, entitled "an act to amend chapter 276 of the general laws of 1861," entitled "an act to amend chapter 22 of the general laws of 1859," entitled "an act relative to the sale of lands for unpaid taxes and the conveyance and redemption thereof,"

With the recommendation that said bill be referred to Grant county delegation.

D. HALL,  
*Chairman.*

No. 106, A.,  
Was so referred.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to present you for signature,  
M. C. No. 1, S.,

A memorial to Congress for the renewal of the grant to aid in the construction of a railroad from St. Croix River or Lake to the west end of Lake Superior, or Bayfield.

No. 16, S.,

A bill to legalize the tax roll of the town of Erin, in the county of Washington, for the year 1870.

No. 12, S.,

A bill to authorize and direct the city clerk of the city of Madison to add to the tax roll of 1870, certain special taxes and assessments, and to legalize the re-levy of the same.

Said memorial and bills were signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 59, S.,

A bill to declare the intent and meaning of section 1 of chapter 80 of general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120 of the revised statutes.

**SENATE MESSAGE OF THE 23<sup>d</sup> INST. CONSIDERED.**

No. 57, S.,

A bill providing for the collection of certain taxes in the city of Kenosha, and extending the time for collecting the same,  
Was read a first and second time, and

On motion of Mr. Rhodes,

The rules were suspended, and

Said bill was read a third time and concurred in.

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**SENATE MESSAGE OF YESTERDAY CONSIDERED.**

The following Senate bills were severally read a first and second time, and referred :

No. 4 S.,

A bill to incorporate the Iowa and Richland Counties Railroad Company.

To committee on Railroads.

No. 10 S.,

A bill to regulate the time of holding the general term of the circuit court for the 6th judicial circuit.

To committee on Judiciary.

No. 19 S.,

A bill to repeal chapter 138, general laws of 1870, entitled, " an act for the destruction of lynxes, wolves and wildcats.

To committee on Agriculture.

No. 23, S.,

A bill to appropriate a sum of money for the payment of indebtedness, current expenses and general repairs of the State Prison for the year 1871,

To General File.

No. 87, S.,

A bill to amend chapter 462 of the private and local laws of 1866, entitled " an act to incorporate the Wisconsin Union Railroad."

To committee on Railroads.

No. 40, S.,

A bill to provide for opening up and constructing a state road from the village of Necedah to Remington's Mill.

To committee on Roads, Bridges and Ferries.

No. 56, S.,

A bill to change the name of the Brewers' Protective Insurance Company of the West, to that of the Brewers' Fire Insurance Company of America.

To committee on State Affairs.

## SENATE BILLS ON A THIRD READING.

No. 15 S.,

A bill to enable the board of supervisors of Iowa county to elect a superintendent of poor,

Was read a third time and concurred in.

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REPORT OF THE COMMITTEE OF THE WHOLE OF THE  
20TH INST. CONSIDERED.

No. 71 A.,

A bill to amend section 1, chapter 128, general laws of 1867, entitled, "an act to prevent minors from playing at billiards, and on bowling alleys, and indulging in intoxicating drinks,

Was ordered engrossed.

---

On motion of Mr. Field,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE

On the general file of bills,

Mr Hall in the chair,

After having spent some time therein the Committee rose, and through their chairman reported as follows :

Mr. SPEAKER :

The Assembly in Committee of the Whole have had under consideration the general file of bills, have made progress therein, and report back sundry bills as follows :

No. 83, A.,

A bill to amend section one of chapter 153 of the revised statutes, of liens of mechanics and others,

No. 97, A.,

A bill to make the receiving of a railroad pass by a juror in any court of this state, in a case where a railroad company is a party, or interested, or by a commissioner to award damages for the taking private property for railroad purposes, a felony, and punishable in the state prison,

With amendment.

No. 47, A.,

A bill to define certain powers of the supervisors of the town of Preble, in Brown county,

No. 95, A.,

A bill to authorize the school board of school district No. 1 in the town of Blooming Grove, in the county of Dane, to pay teacher,

Without amendment.

RECEIVED

## NOTICE.

Notice is hereby given that I will move an amendment to the rules of the Assembly on Thursday, 26th, as follows :

To strike out rule two.

ANSON ROOD.

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Leave of absence was granted to Messrs. C. M. Hoyt and Thorn indefinitely.

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On motion of Mr. Curtis,  
The Assembly adjourned.

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THURSDAY, JANUARY 26, 1871.

10 o'clock A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Spalding.

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On motion of Mr. Ball,

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money,

Was recalled from the committee on Education, and

Referred to the committee on State Affairs.

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## COMMUNICATIONS.

STATE OF WISCONSIN,

SECRETARY'S OFFICE,

MADISON, January 24, 1871.

Hon. WM. E. SMITH,

*Speaker of the Assembly:*

SIR : In compliance with Res. No. 14, A., I have the honor to transmit herewith a copy of the report of the Commissioners of the Wisconsin Railroad Farm Mortgage Land Company.

Respectfully yours,

LL. BREESE,

*Secretary of State.*

To the Hon. LL. BRESEE, *Secretary of State*;

SIR:—The commissioners of the "Wisconsin Railroad Farm Mortgage Land Company" respectfully report:

That they have up to this date received applications, duly verified and proved, by claimants under the law of March 6th, 1868, amounting in all to the sum of \$248,120, which they have entered in proper order in a list, in the hands of the president of this company, and of which a copy will be filed in your office, with such additions as may be made up to the time limited by the act for that purpose.

The commissioners have received deeds for 28,931.10–100 acres of land, and are informed that 39,889.91–100 acres more are now ready to be conveyed to them for the purposes of the act under which they are organized.

These lands are distributed over a large district of country, irregular in quantities in any location, involving a very considerable labor to find each particular lot and its value, etc., etc.

As yet, but a small portion of these lands have been examined and put in market; the balance of them will be examined and disposed of at as early a day as consistent with the ability of the commissioners, the inclemency of the weather and other circumstances incidental to such extended operation.

It has been found almost, if not quite, impracticable to sell these lands for cash payments in full. Under a view of all interests concerned, it has been decided to give, as a general rule, one and two years credit for one half to three-fourths of the consideration price for the land; no conveyance to be made until all payments are fully made,—the contracts to draw annual interest at ten per cent. There has already been contracts made for the sale of 3,002 55-100 acres, upon which there has been received in cash \$1,563.70, not enough to cover the expenses already incurred.

There has been paid to the land officers for their fees, the sum of \$866.80. Besides these expenses direct, the incidental expenses are necessarily very considerable, which will more fully appear upon an examination of the accounts audited by, and filed in the office of the secretary of state.

The commissioners have received as fees, from the claimants whose several claims have been perfected, the sum of \$250.81.

It is the earnest desire and intention of the commissioners to effect the sale of the lands at as early a day as possible, and to close the business.

Dated, December 20, 1870.

STODDARD JUDD,  
*President.*

JOHN STEINER,  
*Secretary.*



I hereby certify that the foregoing is a true copy of the report of the Commissioners of the Wisconsin Farm Mortgage Land Company for the year 1870, now on file in my office.

LL. BREESE,

*Secretary of State.*

Dated January 24, 1871.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. J. W. Hoyt :

Mem. No. 82, A.,

Of W. J. Carlyle and others, asking for the establishment of a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river.

To committee on Roads, Bridges and Ferries.

By Mr. R. T. Powell :

Mem. No. 33, A.,

Of W. C. Whitford, and 144 others, for an institution for the education of the feeble minded and idiotic youth of Wisconsin.

To committee on Charitable and Benevolent Institutions.

By Mr. Anderson :

Mem. No. 84, A.,

From the citizens of the city of Madison, requesting the passage of bill No. 49, A., to authorize the justices of the peace in the city of Madison to keep their offices in any ward in said city.

To Dane County Delegation.

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BILLS INTRODUCED.

Read first and second times and referred.

By Mr. J. S. White :

No. 149 A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company.

To committee on Incorporations.

By Mr. Bromner :

No. 150 A.,

A bill to amend chapter 518 of the private and local laws of 1870, an act entitled "an act relating to ditching swamp and marsh lands."

To committee on Swamp and Overflowed Lands.

By Mr. Vaughn :

No. 151 A.,

A bill to fix the time of holding court in the 11th judicial circuit, and to provide for the appointment of special terms of court, and to dispense with grand and petit jurors at certain terms.

On motion of Mr. Vaughn,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Richter :

No. 152 A.,

A bill to appropriate to the Milwaukee Protestant Orphan Asylum the sum of \$1,000.

To committee on Claims.

By Mr. Cousins :

No. 153, A.,

A bill to authorize the village of Eau Claire City, in Eau Claire county, to issue bonds in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

On motion of Mr. Cousins,

The rules were suspended, and

Said bill was read a third time and passed

By the following vote :

Those voting in the affirmative were,

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Barnes, Bate Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Cheney, Cousins, Curtis, Dana, Davies, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hiukley, Hixon, Holloway, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Knöell, Kuntz, Lonergan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mibills, Montgomery, Morgan, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Semple, Sherman, H. Smith, Trumer, Wagner, Watts, Weil, J. S. White, S. A. White, Mr. Speaker Smith—88.

None voting in the negative.

Those absent or not voting were,

Messrs. Atwater, Chase, Coons, Freeman, C. M. Hoyt, Keenan, McCormick, Moore, Swain, Thorn, Torgerson and Vaughn—12.

By Mr. Peterson :

No. 154, A.,

A bill to incorporate the Philatathean Society of Evansville seminary.

To committee on Incorporations.

By Mr. Semple:

No. 155, A.,

A bill to incorporate the Oconto Turn Verien.

To committee on Incorporations.

By Mr. Hinkley:

No. 156, A.,

A bill to appropriate to the St. Mary's Orphan School, at Elm Grove, Waukesha county, the sum of \$500.

To Committee on Claims.

By Mr. Blake:

No. 157, A.,

A bill to incorporate "Immanuel Church," in the city of Racine.

On motion of Mr. Blake,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Hoyer:

No. 158, A.,

A bill to amend chapter 58 of the private and local laws of 1869, entitled "an act to revise, consolidate and amend an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869.

To committee on Judiciary.

By Mr. Jeffers:

No. 159, A.,

A bill to provide the manner of laying out or altering highways, by the county board of supervisors.

To committee on Roads, Bridges and Ferries.

By Mr. Meyer:

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, to issue bonds to borrow money to the amount of \$5,000, for the purpose of building a bridge across Milwaukee river, in said town

To committee on Judiciary.

By Mr. Rankin:

No. 161, A.,

A bill to amend chapter 128, private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc."

To committee on Incorporations.

By Mr. J. W. Hoyt:

No. 162, A.,

A bill to authorize Henry Gardner and Albert H. Wauham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river.

To committee on Roads, Bridges and Ferries.

By Mr. Jeffers :

No. 163, A.,

A bill to amend chapter 85, general laws of 1870, entitled "an act to provide for the representation of cities and incorporated villages in county board of supervisors."

To committee on Town and County Organization.

By Mr. Curtis :

No. 164, A.,

A bill relating to courts held by justices' of the peace and amendatory of sections 6, 8 and 9 of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

To committee on Judiciary.

By Mr. Speaker Smith :

No. 165, A.,

A bill to incorporate the Fox Lake Agricultural Stock and Mechanical Association.

To committee on Agriculture.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Roads Bridges and Ferries, to whom was referred

No. 5, A.,

A bill to authorize Albert Wood to keep and maintain a ferry across the Wisconsin river.

No. 40, A.,

A bill to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county.

No. 86 A.,

A bill to repeal chapter 203 of private and local laws of 1868, entitled "an act to incorporate the Grand River and Mississippi road company."

No. 110 A.,

A bill to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

No. 120, A.,

A bill to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

Respectfully report the same back to the house, and recommend their passage.

No. 14, A.,

A bill to amend chapter 117 of the laws of 1869, entitled "An act to provide for a system of county highways in Brown county, and for the adoption of said system by other counties."

Respectfully report the same back to the house, with an amendment, and recommend its passage when so amended.

P. SEMPLE.

*Chairman.*

On motion of Mr. Smith,  
The rules were suspended, and  
Nos. 5, and 86, A.,  
Were severally read a third time and passed.

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The committee on Education, to whom was referred,  
No. 103 A,

A bill to authorize joint school district No. 1, of the village of Sheboygan Falls, in the county of Sheboygan, to borrow money.

Have had the same under consideration and report the same back with an amendment and recommend its passage when amended.

No. 22, A.

A bill to provide for the apportionment of School Moneys in certain cases.

No. 111, A.,

A bill to provide for holding normal institutes in the State of Wisconsin, and to appropriate a certain sum of money for the purposes therein named,

And respectfully recommend that they do pass.

C. C. KUNTZ,  
*Chairman.*

On motion of Mr Smith,  
The rules were suspended and  
The amendment to  
No. 103, A.,  
Was adopted,  
And said bill was read a third time and passed.

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The committee on Railroads, to whom were referred the following bills, have had the same under consideration and report as follows :  
No. 81, A.,

A bill to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 517 of the private and local laws of 1870, amendatory thereof,

Is hereby respectfully reported back with amendments, and its passage recommended when so amended.

No. 9, S.,

A bill for an act to authorize the Western Union railroad company to guarantee the payment of bonds of the Sabula, Ackley and Dakota railroad company, and other companies,

And

No. 37, S.,

A bill to amend chapter 462 of the private and local laws of 1866, entitled " an act to incorporate the Wisconsin Union Railroad,

Are hereby respectfully reported back to the Assembly and concurrence therein recommended.

J. S. CURTIS,  
*Chairman.*

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The committee on Incorporations, to whom were referred

No. 93, A.,

A bill to incorporate the United Evangelical St. John's Church Congregation, of Germantown, Washington county, Wisconsin.

No. 96, A.,

A bill to extend and continue the provisions and the rights and privileges of chapter 387 of the private and local laws of 1866, entitled an act to incorporate the Central Wisconsin Peat Company, until the first day of January 1875.

No. 99, A.,

A bill to amend chapter 446, of the private and local laws of 1868, entitled an act to incorporate the Wisconsin Railroad Farm Mortgage Land Company, and to legalize certain acts of the commissioners of said company.

No. 102, A.,

A bill to incorporate the Watertown Boot and Shoe Manufacturing Association.

No. 32, A.,

A bill to amend chapter 276 of the private laws of 1857, entitled "An act to incorporate the village of Depere."

No. 122, A.,

A bill to incorporate the Madison woolen mills.

No. 128, A.,

A bill to incorporate the Depere Iron Works,

Report the same back without amendment, and recommend that they do pass.

And report back

No. 104 A.,

A bill to incorporate the Union church association in the town of Wiota, Lafayette county,

With an amendment, and when so amended, they recommend that it do pass.

And report back

No. 78, A.,

A bill to amend chapter 207 of the private and local laws of 1868, entitled "an act to incorporate the Fort Howard and Duck Creek plank road and turnpike company."

With a substitute. and recommend that the substitute do pass.

J. A. BAKER,  
*Chairman.*

The committee on Swamp and Overflowed Lands, to whom was referred

No. 125 A.,

A bill to repeal chapter 64 of the private and local laws of 1870, entitled "an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river at the village of Jenney."

No. 119, A.,

A bill to amend chapter 139 of the general laws of 1867, entitled "an act to reduce the price of swamp and overflowed lands, in certain cases,"

Have had the same under consideration, and report them back with a recommendation they do pass.

W. P. ROUNDS,  
*Chairman.*

---

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled:

No. 70, A.,

A bill to repeal chapter 361, private and local laws of 1863, entitled "an act to authorize Eric Theodore Selyoth to maintain a ferry across Big Sturgeon Bay, in Door county, and to grant to Henry Schuyler the right to establish and maintain a ferry across Big Sturgeon Bay, in Door county."

No. 84, A.,

A bill to extend the time for the payment of taxes in the village of Wausau, in the county of Marathon.

No. 98, A.,

A bill to confer certain powers upon the building commissioners appointed under chapter 39 of the general laws A. D. 1870, entitled an act to provide for an additional institution for the insane.

No. 80, A.,

A bill to amend chapter 374 of the private and local laws of 1870, entitled "an act to incorporate the Trempealeau County Farmers Mutual Fire Insurance Company."

THOMAS SANDERSON,  
*Chairman.*

Said bills were signed by the Speaker.

---

The committee on Enrolled Bills have examined

No. 107 A.,

A bill to repeal chapter 629 of the private and local laws of the year 1870, entitled "an act to amend the act to incorporate the city of Milwaukee, and the acts amendatory thereof," approved March 16th, 1870, and to revive and re-enact all laws in relation to the collection of taxes, the receipt and disbursement of monies by

the treasurer of the city of Milwaukee, and to legalize his proceedings since the 15th day of March, A. D. 1870,

And find it correctly enrolled.

THOMAS SANDERSON,  
*Chairman.*

Said bill was signed by the Speaker.

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The committee on Swamp and Overflowed Lands to whom was referred

No. 76, A.,

A bill to amend chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes,"

Would report the same back by substitute, and recommend the passage of the substitute.

W. P. ROUNDS,  
*Chairman.*

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The committee on Town and County Organization, to whom was referred

No. 105 A.,

A bill to repeal chapter 404 of the private and local laws of 1868, entitled "an act to authorize the supervisors of Racine county to construct drains in certain cases;" also, chapter 394 of the private and local laws of 1869, entitled "an act to amend chapter 404 of the private and local laws of 1869,"

Respectfully report the same back to the House, and recommend that it do pass.

THOS. H. McDILL,  
*Chairman.*

---

The committee on Agriculture to whom the following bills were referred, have had the same under consideration, and have instructed me to respectfully report said bills back, with the following recommendations:

No. 41, A.,

A bill to provide for actions of trespass in certain cases,

No. 123, A.,

A bill to amend section 3 of chapter 137, private and local laws of 1867, entitled "an act to incorporate the Lodi Union Agricultural Society,"

With recommendation that said bills be indefinitely postponed.

A. SHERMAN,  
*Chairman.*



The committee on the Judiciary, to whom was referred,

Mem. No. 13, A.,

A petition of the board of supervisors of Walworth county, for the repeal of section 10 of chapter 407, of the general laws of 1864,

Have had the same under consideration, and report it back with the recommendation that it be referred to the committee on Militia.

D. HALL,

*Chairman.*

Mem. No. 13, A.,

Was so referred.

---

The committee on Engrossed bills to whom were referred

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

No. 9, A.,

A bill to change the name of Alice Marsh to Alice Barber, and to make her the heir-at-law of Joel and Julia L. Barber, of the town of Geneva, Walworth county, Wis.

No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870, entitled an act to incorporate the First Sauk County Farmers' Association for the fabrication of sugar from sugar beets.

No. 18, A.,

A bill to amend chapter 58, of the revised statutes, entitled of weights and measures,

No. 21 A.,

A bill to incorporate the Spring Grove Union Church society.

No. 52 A.,

A bill to incorporate the puddlers and boiler's union of Bayview, Wisconsin.

No. 54, A.,

A bill to extend the time for the collection of taxes and to change the time for selling lands for the non-payment of taxes in the county of Clark for the year 1871.

No. 57, A.,

A bill to repeal part of sections 10, 11 and 12, of chapter 484, private and local laws of 1870, entitled an act to incorporate the Adams County Collegiate Institute.

No. 60 A.,

A bill to amend section 8 of chapter 89 of the general laws of 1863, entitled "an act for the protection of boarding house keepers and of livery stable keepers."

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage,

Respectfully report that they have examined the same and find them correctly engrossed.

A. ROOD,  
*Chairman.*

All the bills covered by the preceding report were severally read a third time and passed.

The title to

No. 18 A.,

Being amended so as to read as follows :

No. 18, A.,

A bill to amend section one of chapter 125 of the general laws of 1868, entitled "an act to amend chapter 58 of the revised statutes, entitled 'of weights and measures.'"

---

### REPORTS OF SELECT COMMITTEES.

The Milwaukee City Delegation have had under consideration, No. 51, A.

A bill to regulate the inspection of fresh water fish in the city of Milwaukee,

Have amended the same, and recommend its passage when so amended.

D. H. RICHARDS,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the assembly in

No. 26, S.,

A bill to authorize the reviewing of the state roads from Lone Rock, Richland county, to Kickapoo Center, Vernon county.

And has concurred in

Jt. Res. No. 11, A.,

Directing superintendent of public property to ascertain the cause of the deficient quantity of light, and an estimate of the probable cost of some other means of illumination,

And,

No. 107, A.,

A bill to repeal chapter 429 of the private and local laws of the year 1870, entitled an act to amend the act to incorporate the city of Milwaukee and the acts amendatory thereof, approved March 16th, 1870, and to revise and re-enact all laws in relation to the collection of taxes, the receipts and disbursement of moneys by the treasurer of the city of Milwaukee and to legalize his proceedings since the 15th day of March, A. D. 1870.

**SENATE MESSAGE CONSIDERED.**

No. 26, S.,  
Was read first and second times, and  
Referred to the committee on Roads, Bridges, and Ferries.

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**MESSAGE FROM THE SENATE.**

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 53, S.,

A bill to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the Baraboo Air Line Railroad Company.

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**SENATE MESSAGE CONSIDERED.**

No. 53, S.,  
Was read first and second times and referred  
To committee on Railroads.

---

**MESSAGE FROM THE SENATE.**

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

Jt. Res. No. 6, S.,

Providing for increasing the number of the committee for redistricting the State.

---

**SENATE MESSAGE OF YESTERDAY CONSIDERED.**

No. 59 S.,

A bill to declare the true intent and meaning of section 1 of chapter 30 of general laws of 1870, entitled "an act relating to courts held by justices of the peace, and amendatory of section 59 of chapter 120 of the revised statutes,"

Was read a first and second times, and  
Referred to committee on the Judiciary.

REPORT OF THE COMMITTEE OF THE WHOLE OF  
YESTERDAY CONSIDERED.

No. 47, A.,

A bill to define certain powers of the supervisors of the town of  
Preble, in Brown county,  
Was ordered engrossed.

The amendment to

No. 83, A.,

A bill to amend section 1, chapter 153 of the revised statutes,  
entitled of liens of mechanics and others,  
Was concurred in, and said bill was ordered engrossed.

No. 95, A.,

A bill to authorize the school board of school district No. 1, in  
the town of Blooming Grove, in the county of Dane, to pay teacher  
Was ordered engrossed.

The amendment to

No. 97, A.,

A bill to make the receiving of a railroad pass by a juror, in any  
court of this State, in a case where a railroad company is a party, or  
interested, or by a commissioner to award damages for the taking  
private property for railroad purposes, a felony, and punishable in  
the state prison,

Was concurred in, and

Said bill was ordered engrossed.

---

Mr. Pease moved that the vote by which

Jt. Res. No. 6, A.,

Providing copies of the Governor's message for the use of the  
legislature,

Was tabled on yesterday,

Be reconsidered,

Which motion prevailed.

The question recurring on the motion of Mr. Hammond, that  
said resolution be laid on the table,

The Assembly refused to table said resolution

By the following vote:

Those voting in the affirmative were

Messrs. Arnold, Atwater, Bailey, Ball, Barnard, Barnes, Che-  
ney, Coons, Dana, Dick, Eastman, Freeman, Fryer, Hammond,  
Heimdal, J. W. Hoyt, Knoll, Lonergan, Manson, Maxon, McDon-  
ald, Merrill, Meyer, Nichols, Otting, Peterson, R. T. Powell, Ran-  
kin, Rhodes, Rusch, Samuelson, Sanderson, Semmann, Sherman,  
Wagner, Watts and Weil—37.

Those voting in the negative were

Messrs. Allen, Anderson, Ayres, Baker, Bate, Bowen, Bremner,  
D. W. Briggs, P. R. Briggs, Chambers, Cousins, Curtis, Davis,

Field, Fitzgerald, Hall, Hinkley, Holloway, Hoskins, Hye, Humphrey, Jeffers, Judd, King, Kuntz, Marvin, McDill, McIntosh, Merriam, Montgomery, Morgan, More, Moulton, Orton, Pease, Pengra, O. S. Powell, Richards, Rood, Rounds, Semple, Smith, Swain, Torgerson, Trumer, Vaughn, J. S. White, S. A. White and Mr. Speaker Smith—49.

Those absent or not voting were

Messrs. Bacon, Blake, Chase, Fay, Galagan, Harris, Hixon, C. M. Hoyt, Keenan, McCormick, Mihills, Oekler, Richter and Thorn—14.

The substitute reported by the committee on Printing was adopted, and

Said resolution, as amended, was adopted.

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### SENATE MESSAGE CONSIDERED.

Jt. Res. No. 6, S.,

Providing for increasing the number of the committee for redistricting the State,

Mr. Field offered the following amendment thereto :

Amend the resolution so as to read "one from the Senate and three from the Assembly."

Which amendment was adopted, and

Said resolution, as amended, was concurred in.

---

On motion of Mr. Merrill,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On No. 23, S, and the general file of bills,

And the Speaker called Mr. Pease to the chair.

After some time being spent therein, the committee rose, and through their chairman reported as follows :

#### MR. SPEAKER :

The Assembly in committee of the Whole, have had under consideration the general file of bills, have made progress therein, and report back sundry bills, as follows :

No. 23, S.,

A bill to appropriate a sum of money for the payment of indebtedness, current expenses, and general repairs of the state prison for the year 1871.

No. 87, A,

A bill to amend section 83 of chapter 183 of the revised statutes, entitled "of costs and fees."

No. 88, A.,

A bill to amend section 8 of chapter 302 of the private and local (general) laws of 1861, entitled "an act to create the municipal court of the city and town of Ripon," approved April 15, 1861,

Without amendment.

No. 68 A.,

A bill to incorporate the Milwaukee and Northwestern Railway Company.

No. 92, A.,

A bill relating to tolls for grinding, and amendatory of section 1 of chapter 59 of the revised statutes, entitled "Of tolls for grinding,"

With amendments.

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#### REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 87 and 92 A.,

Were severally indefinitely postponed.

No. 88 A.,

Was ordered engrossed.

The amendment to

No. 68 A.,

Was concurred in, and

Said bill was ordered engrossed.

No. 28 S.,

Was ordered to a third reading.

---

Mr. Rood then called up the notice given by him yesterday for an amendment to rule two.

Mr. Field moved to amend said notice as follows :

"I move that that portion of rule two, requiring the roll of the members to be called, and the names of those present and absent to be entered on the Journal," be suspended.

Pending which,

Mr. Pease moved that the notice of Mr. Rood and the amendment thereto pending be laid on the table,

Which motion to table prevailed.

Mr. Pease then moved that so much of rule two as require "the roll of members to be called and the names of those present and absent to be entered upon the Journal," be suspended,

Which motion prevailed.

---

Mr. Curtis moved that when the Assembly adjourn it be to 7 o'clock P. M.,

Which motion prevailed.

Leave of absence was granted to  
Messrs. Bacon, Holloway and Galagan until Tuesday evening  
next.

To Mr. Bailey indefinitely, and  
To Mr. Keenan until to-morrow.

---

On motion of Mr. Cheney,  
The Assembly adjourned.

---

7 o'clock P. M.

The Speaker called the Assembly to order.

---

On motion of Mr. Field,  
The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills,  
Mr. Maxon in the chair.

After some time spent therein the committee rose, and through  
their chairman, reported as follows :

MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under con-  
sideration the general file of bills, have made progress therein, and  
report back sundry bills, as follows :

No. 112, A.,

A bill to provide for the payment of fees to the witnesses for the  
defendant, in criminal cases, the same as to the witnesses in behalf  
of the state.

Without amendment.

No. 14, A.,

A bill to amend chapter 117, of the laws of 1869, entitled "an act to provide for a system of county highways in Brown county, and for the adoption of such system by other counties,"

With amendment.

No. 22, A.,

A bill to provide for the apportionment of school money in certain cases.

No. 32, A.,

A bill to amend chapter 276, of the private laws of 1857, entitled "an act to incorporate the village of Depere."

No. 40, A.,

A bill to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county.

No. 41, A.,

A bill to provide for actions of trespass in certain cases,  
Without amendment.

No. 51, A.,

A bill to regulate the inspection of fresh water fish in the city of Milwaukee.

No. 76, A.,

A bill to amend chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the moneys arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes,

With amendment.

No. 78, A.,

A bill to amend chapter 207 of the private and local laws of 1868, entitled an act to incorporate the Fort Howard and Duck Creek Plankroad and Turnpike Company.

No. 81, A.,

A bill to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 517 of the private and local laws of 1870, amendatory thereof,

With amendment.

No. 93, A.,

A bill to incorporate the United Evangelical St. John's Church Congregation of Germantown, Washington county, Wisconsin.

No. 96, A.,

A bill to extend and continue the provisions and the rights and privileges of chapter 387 of the private and local laws of 1866, entitled an act to incorporate the Central Wisconsin Peat Company, until the first day of January, 1875.

No. 99, A.,

A bill to amend chapter 446 of the private and local laws of 1868, entitled "an act to incorporate the Wisconsin Railroad Farm Mortgage Land Company," and to legalize certain acts of the commissioners of said company.



No. 102, A.,

A bill to incorporate the Watertown Boot and Shoe Manufacturing Association.

Without amendment.

No. 104, A.,

A bill to incorporate the Union Church Association, in the town of Wiotia, LaFayette county,

With amendment.

No. 105, A.,

A bill to repeal chapter 404, of the private and local laws of 1869, entitled an act to authorize the supervisors of Racine county to construct drains in certain cases, also chapter 394 of the private and local laws of 1869, entitled an act to amend chapter 404 of the private and local laws of 1869.

No. 110, A.,

A bill to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

No. 111, A.,

A bill to provide for holding Normal Institutes in the State of Wisconsin, and to appropriate a certain sum of money for the purposes therein named.

No. 119 A.,

A bill to amend chapter 139 of the general laws of 1861 entitled "an act to reduce the price of swamp and overflowed lands in certain cases."

No. 120 A.,

A bill to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

No. 122 A.,

A bill to incorporate the Madison woolen mills.

No. 123 A.,

A bill to amend section 3 of chapter 137, private and local laws of 1867, entitled "an act to incorporate the Lodi Union Agricultural Society."

No. 125, A.,

A bill to repeal chapter 64 of the private and local laws of 1870, entitled an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river, at the village of Jenny.

No. 128, A.,

A bill to incorporate the Depere Iron Works.

No. 9, S.,

A bill to authorize the Western Union Railroad Company to guarantee the payment of bonds of the Sabula, Ackley & Dakota Railroad Company and other companies.

No. 37, S.,

A bill to amend chapter 462 of the private and local laws of 18 entitled "an act to incorporate the Wisconsin Union railroad."

Without amendment.

## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

Nos 9 and 37, S.,

Were severally ordered to a third reading.

Nos. 41 and 123, A.,

Were severally indefinitely postponed.

Nos. 22, 32, 40, 93, 96, 99, 102, 105, 110, 111, 112, 119, 120, 122, 125 and 126, A.,

Were severally ordered engrossed.

The amendments to

No. 14, A.,

Were concurred in,

Said bill was ordered engrossed, and

On motion of Mr. Curtis,

The vote by which said bill was ordered engrossed was reconsidered.

The amendment to

Nos: 51, 76, 78, 81 and 104 A.,

Were severally concurred in, and

Said bills were severally ordered engrossed.

On motion of Mr. Maxon,

The rules were suspended, and

No. 9 and 37, S.,

Were severally read a third time, and concurred in.

Nos. 22, 32, 40, 93, 96, 99, 102, 105, 110, 112, 119, 120, 122 and 125 A.,

Were severally read a third time and passed.

No. 111, A.,

Was read a third time and passed

By the following vote:

Those who voted in the affirmative were

Messrs. Allen, Arnold, Atwater, Ayres, Baker, Ball, Barnard, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. B. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Harris, Heimdal, Hinkley, Hixon, Hoskins, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kunts, Louergan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Morgan, More, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Semmann, Sherman, Smith, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, S. A. White, and Mr. Speaker Smith—80.

None voting in the negative.

Those absent or not voting were

Messrs. Anderson, Bacon, Bailey, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hammond, Holloway, McCormick, Mihilla, Mont-

gomery, Moulton, Rankin, Samuelson, Semple, Swain, Thoru, and J. S. White—20.

No. 128 A.,

Was, on motion of Mr. Rood,

Recommitted to Judiciary committee.

Nos. 51, 76, 78, 81 and 104 A.,

Were severally read a third time and passed.

### REPORTS OF STANDING COMMITTEES.

To committee on Railroads, to whom were referred the following bills, respectfully report the same back to the House as follows:

No. 121, A.,

A bill to amend chapter 98 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction,"

With an amendment and recommend its passage when amended.

No. 58, S.,

A bill to amend chapter 172, of the local laws of 1870, entitled "an act to incorporate the Baraboo Air Line Railroad Company,"

Without amendment and concurrence therein recommended.

No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad Company.

Without amendment, and its passage recommended.

No. 4, S.,

A bill to incorporate the Iowa and Richland Counties Railroad Company,

Without amendment, and concurrence therein recommended.

J. S. CURTIS,

*Chairman.*

On motion of Mr. Swain,

The rules were suspended, and

No. 58, S.,

Was read a third time and concurred in.

The Judiciary committee to whom was referred

Jt. Res. No. 8, A.,

Joint resolution to amend section 19, article 4, of the constitution of the State of Wisconsin,

Have had the same under consideration, and respectfully report it back to the Assembly without a recommendation.

D. HALL,

*Chairman.*

The committee on the Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report said bills back, with the following recommendations:

No. 10, S.,

A bill regulating the time of holding the general terms of the circuit court for the sixth judicial circuit,

With the recommendation that said bill be concurred in.

No. 30, A.,

A bill to exempt from attachment and sale on execution, abstract books.

No. 113 A.,

A bill relating to conveyances of real estate.

No. 134, A.

A bill to abridge and simplify conveyances of deeds and mortgages.

No. 130, A.,

A bill to repeal chapter 166 of the general laws of 1869, entitled "an act to repeal chapter 132 of the general laws of 1866, entitled an act to vest the title of unredeemed lands in counties, and to revive chapter 132 of the general laws of 1866, aforesaid,

With the recommendation that the said several bills be indefinitely postponed.

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir at law of John Eckles.

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

With the recommendation that said bills be referred to the joint committee on Local Legislation.

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit,

With the recommendation that said bill do pass.

No. 124, A.,

A bill to amend section 21 of chapter 103 of the revised statutes, entitled of the partition and distribution of estates.

Reported back with amendment, and with the recommendation that it be passed when so amended.

D. HALL,  
*Chairman.*

Nos. 116 and 135, A.,

Were referred as above recommended.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 115, A.,

A bill to authorize the city of Appleton to fund its corporate indebtedness, and to limit the amount of its bonded indebtedness.

And

No. 116, A.,

A bill to extend the time for the collection of taxes in the city of Watertown.

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SENATE BILLS ON A THIRD READING.

No. 23 S.,

A bill to appropriate a sum of money for the payment of indebtedness, current expenses and general repairs of the state prison, for the year 1871,

Was read a third time and concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayers, Baker, Bull, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Freeman, Hall, Hammond, Harris, Heimdal, Hickley, Hixon, Hoskins, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Morgan, More, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Sherman, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, S. A. White and Mr. Speaker. Smith—85.

Mr. Fitzgerald voting in the negative.

Those absent or not voting were

Messrs. Bacon, Bailey, Barnard, Fryer, Galagan, Holloway, McCormick, Montgomery, Moulton, Rankin, Semple, Samuelson, Thorn and J. S. White—14.

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On motion of Mr. Field,

No. 26, A.,

A bill to repeal chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors.

And

No. 29, A.,

A bill to amend chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and preserve the purity of elections by the registration of electors,"

Which were on the 23d inst. made the special order for February 1st, at 11 o'clock a. m., were further postponed and made the special order for the 9th of February, at 7 o'clock p. m.

On motion of Mr. Swain,  
The Assembly adjourned.

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FRIDAY, JANUARY 27, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Dodge.

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COMMUNICATIONS.

OFFICE OF THE SUPERINTENDENT OF PUBLIC PROPERTY,  
MADISON, January 26, 1871.

*To the Honorable, the Legislature :*

Jt. Res. No. 11, A.,

Directing me to ascertain and report to your honorable body, the cause of a deficiency of gas light in the State Capitol, has been received, and I have the honor to report as follows :

I have investigated the matter, and ascertain from the company furnishing the gas, that the cause was an unlooked for accident to the "street main pipe," which is being remedied as fast as possible. The difficulty has already been partially overcome, and I am satisfied will be entirely removed as soon as possible.

Very respectfully,

Your obedient servant,

A. A. MEREDITH,

*Superintendent of Public Property.*

Leave of absence was granted,

To Messrs. Fitzgerald, Samuelson and Rankin indefinitely.

To Messrs. King, Trumer, Meyer and Arnold, to Tuesday evening next, and

To Mr. Rhodes to Monday evening next.

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Mr. Curtis moved that when the Assembly adjourn it be to Monday evening next at 7 o'clock, P. M.

Which motion was lost,

By the following vote:

Those who voted in the affirmative were

Messrs. Anderson, Arnold, Atwater, Ayres, Barnard, Barnes, Blake, Cheney, Cousins, Curtis, Eastman, Freeman, Hammond, Heimdal, Hinkley, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Keenan, King, Knoll, Lonergan, McIntosh, Meyer, Mihills, Morgan, More, Moulton, Oakler, Pengra, Peterson, R. T. Powell, Richards, Rounds, Rusch, Semmann, Semple Sherman, Torgerson, Vaughn, Watts and S. A. White—43.

Those who voted in negative were

Messrs. Ball, Bate, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Coons, Dana, Davis, Dick, Fay, Field, Fryer, Hall, Harris, Hixon, Hoskins, Hoyer, Judd, Kuntz, Manson, Marvin, Maxon, McDill, McDonald, Merrill, Montgomery, Nichols, Oetting, Pease, O. S. Powell, Rankin, Rhodes, Richter, Rood, Sanderson, Smith, Swain, Trumer, Wagner, J. S. White and Mr. Speaker Smith—44.

Those absent or not voting were

Messrs. Allen, Bacon, Bailey, Baker, Fitzgerald, Galagan, Holloway, McCormick, Merriam, Orton, Samuelson, Thorn, and Weil—18.

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Leave of absence was granted

To Mr. Dick for one week.

To Messrs. Rusch and Semmann to Wednesday evening next.

To Mr. Chambers to Tuesday evening next.

To Messrs. Rounds, Ayers, Lonergan, Peterson, Mihills and Freeman to Monday evening next.

---

Mr. Field then moved that when the Assembly adjourn it be to Monday evening next, at 7 o'clock,

Which motion prevailed.

## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Dana :

Mem. No. 85, A.,

Of J. J. Guppy, and 80 others, praying that an institution be established for the education of feeble minded and idiotic children.

To committee on Charitable and Benevolent Institutions.

By Mr. Richter :

Mem. No. 36, A.,

Of Carl Busach, for an appropriation.

To committee on Claims.

By Mr. Hinkley :

Mem. No. 37, A.,

Of S. S. Clark, and others, asking for the establishment of an institution for the education of feeble minded and idiotic youth.

To committee on Charitable and Benevolent Institutions.

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RESOLUTIONS INTRODUCED.

By Mr. Kuntz :

Jt. Res. No. 12 A ,

WHEREAS, It appears that during the last few months numerous ships have left our harbors with arms and munitions of war of all kinds for France, and that most of this war material was bought by French agents from the United States Government ;

WHEREAS, We believe that the old injunction, " Do unto others as you wish to be done by," ought not only to be lived up to by individuals, but also by governments ;

WHEREAS, The policy of the English Government and people, so distasteful to many of us during our late war, is yet fresh in our minds ; therefore be it

*Resolved by the Assembly, the Senate concurring.* That we consider the policy of our government in furnishing war material, directly or indirectly, to the so-called French Republic, as in conflict with our ideas of strict neutrality and even-handed justice, that is especially due to a nation that has shown her friendship towards the United States, not by mere empty diplomatic phrases, but by material aid and assistance.

*Resolved,* That this policy of selling arms at the present time, under the plea that the highest price could be obtained, is beneath the dignity of the states, and is the more to be deplored, when we take into consideration that these arms are the same that have been used by 200,000 Germans in defence of the integrity of our



government, and are now destined to inflict death upon their brethren in the old world.

*Resolved*, That our Senators and Representatives in Congress are respectfully requested to do all in their power to put a stop to such a policy.

*Resolved*, That copies of the foregoing preamble and resolutions, duly authenticated, be transmitted by the secretary of state to the president of the United States, and our representatives in the Senate and the House.

Which lies over.

By Mr. Wagner :

Res. No 17. A.,

*Resolved*, That the committee on Roads, Bridges and Ferries be and they are hereby directed to examine the laws relative to raising highway taxes, and that said committee report as soon as possible, by bill or otherwise.

On motion of Mr. Wagner,

The rules were suspended, and

Said resolution was adopted.

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### BILLS INTRODUCED.

Read first and second times and referred :

By Mr. Richter :

No. 166, A.,

A bill to amend chapter 299 of the private and local laws of 1869, entitled an act to provide for the assessment of the real and personal property in the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Richter :

No. 167, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act establishing a board of public works in the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. More :

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town.

To committee on Claims.

By Mr. Jeffers :

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs.

To committee on Agriculture.

By Mr. Peterson :

No. 170, A.,

A bill to alter the boundaries of certain school districts.

To committee on Education.

By Mr. Judd :

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago, Fox and Wolf rivers, and other tributaries.

To committee on State Affairs.

By Mr. Kuntz :

No. 172, A.,

A bill to supply school officers with the "Journal of Education."

To committee on Education.

By Mr. McIntosh :

No. 173, A.,

A bill to incorporate the Appleton Savings Bank.

To committee on Incorporations.

By Mr. Arnold :

No. 174, A.,

A bill to prevent fraud.

To committee on Judiciary.

By Mr. Field :

No. 175, A.,

A bill to create the office of assistant superintendent of public property.

To committee on State Affairs.

By Mr. Manson :

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

To committee on Swamp and Overflowed Lands.

By Mr. Merrill :

No. 177, A.,

A bill to amend an act entitled an act to incorporate the Fire Department of the city of Janesville, approved March 5, 1857.

To committee on Incorporations.

By Mr. McDonald :

M. C. No. 8, A.,

Against the repeal of the tax upon incomes.

On motion of Mr. Orton,

The rules were suspended,

By the following vote :

Those who voted in the affirmative were

Messrs. Anderson, Arnold, Ayres, Baker, Ball, Barnard, Barnes, Blake, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase,

Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Field, Freeman, Fryer, Hall, Hammond, Heimdal, Hinkley, Hixon, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Judd, Keenan, King, Kuntz, Lonergan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Nichols, Ockler, Oetling, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Sanderson, Semman, Semple, Smith, Swain, Torgerson, Trumer, Wagner, Watts and Mr. Speaker, Smith—74.

Those voting in the negative were

Messrs. Atwater, Bate, Bowen, C. M. Hoyt, Jeffers, Merriam, Vaughn, and J. S. White—8.

Those absent or not voting were

Messrs. Allen, Bacon, Bailey, Fay, Fitzgerald, Galagan, Harris, Holloway, Knoll, McCormick, Moulton, Peterson, Ruch, Samuelson, Sherman, Thorn, Weil, and S. A. White—18.

And said memorial was read a third time and passed.

### REPORTS OF STANDING COMMITTEES.

The committee on State Affairs, to whom were referred the following bills,

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money,

No. 147, A.,

A bill to authorize school district No. 1, of the town of Onalaska, in La Crosse county, to borrow a certain sum of money,

No. 56, S.,

A bill to change the name of the Brewers' Protective Insurance Company of the West, to that of Brewers' Fire Insurance Company of America,

Have had the same under consideration, and respectfully report the same back without amendments, and recommend their passage.

W. W. FIELD,

*Chairman.*

On motion of Mr. Ball,

The rules were suspended, and

The above named bills,

Nos. 132 and 147, A., and No. 56, S.,

Were severally read a third time and concurred in.

The committee on Engrossed Bills, to whom were referred

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, an act entitled an act to amend chapter 49 of the general laws of 1866, en-

titled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees,

No. 68, A.,

A bill to incorporate the Wisconsin Brown Stone company,

No. 71, A.,

A bill to amend section 1, of chapter 128, of the general laws of 1867, entitled "an act to prevent minors from playing billiards and on Bowling Alleys, and indulging in intoxicating drinks,"

Respectfully report that they have examined the same, and find them correctly engrossed.

A. ROOD,

*Chairman.*

The above bills were severally read a third time and passed.

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The committee on School and University Lands, to whom were referred,

No. 118, A.,

A bill to consolidate and amend the laws relating to trespassing on state lands,

Have had the same under consideration, and respectfully report the same back with an amendment and recommend that it do pass when so amended.

J. A. BATE,

*Chairman.*

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The committee on Joint Legislation to whom were referred

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey,

No. 116, A.,

A bill to change the name of James Dwyer to James William Eckles, and make him the heir-at-law of John Eckles,

Have had the same under consideration, and have instructed me to report the same back to the Assembly without amendment, and recommend their passage.

D. D. CHENEY,

*Chairman.*

---

The committee on Enrolled Bills have examined, and find correctly enrolled

No. 146, A.,

A bill to extend the time for the collection of taxes in the city of Watertown,

No. 115 A.,

A bill to authorize the city of Appleton to fund its corporate indebtedness, and to limit the amount of its bonded indebtedness.

THOS. SANDERSON,

*Chairman*

Said bills have been signed by the Speaker.

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The committee on Agriculture, to whom was referred,

No 19, S.,

A bill to repeal chapter 188, general laws of 1870, entitled "an act for the destruction of lynxes, wolves and wildcats,"

Have had the same under consideration, and directed me to report said bill back without recommendation.

A. SHERMAN,

*Chairman.*

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### MESSAGE FROM THE SENATE,

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has concurred in the amendment to

Jt. Res. No. 6, S.,

Providing for a joint committee on the redistricting of the State, and that the President has appointed as such committee, on the part of the Senate,

Senators Angus Cameron, Wm. Griswold, B. U. Strong, J. H. Foster, Philo Belden, S. D. Burchard and Francis Huebschmann.

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### REPORT OF COMMITTEE OF THE WHOLE OF YESTERDAY CONSIDERED.

No. 14, A.,

A bill to amend chapter 117 of the laws of 1869, entitled an act to provide for a system of county highways in Brown county, and for the adoption of such system by other counties.

Mr Curtis offered the following amendment:

Amend by adding to section 1 as amended,

"*Provided*, that in case any unincorporated town shall have incurred indebtedness by reason of bonds legally issued to any railway company, it shall be lawful for such town to apply any part or

the whole of said highway tax raised within such town, in discharge of such indebtedness."

Which amendment was adopted, and

Said bill as amended,

Was ordered engrossed.

No. 80 A.,

A bill to exempt from attachment and sale, on execution, abstract books,

Was indefinitely postponed.

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The Speaker then announced the following gentlemen as members, on the part of the Assembly, of the committee on the re-districting of the State into Assembly, Senatorial and Congressional Districts :

Messrs. Field, Merrill, Jeffers, Bowen, Ayers, McDill, Chase, Fay, Maxon, McIntosh, Hoskins and Barnard.

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On motion of Mr Field,

The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE.

On the general file of bills,

Mr. Nichols in the chair.

After some time spent therein the committee rose, and reported as follows :

**MR. SPEAKER :**

The Assembly in Committee of the Whole, have had under consideration the general file of bills, have made progress therein, and report the following bills :

No. 4, S.,

A bill to incorporate the Iowa and Richland Counties Railroad Company.

No. 10, S.,

A bill to regulate the time of holding the general terms of the circuit court for the sixth judicial circuit.

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit.

No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad Company.

No. 113, A.,

A bill relating to conveyances of real estate.

No. 130, A.,

A bill to repeal chapter 166 of the general laws of 1869, entitled an act to repeal chapter 132 of the general laws of 1866, entitled an act to vest the title of unredeemed lands in counties, and to revive chapter 132 of the general laws of 1866, aforesaid.

And,

No. 134, A.,

A bill to abridge and simplify conveyances of deeds and mortgages,

Without amendment.

No. 118, A.,

A bill to consolidate and amend the laws relating to trespassing on state lands.

No. 121, A.,

A bill to amend chapter 93 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction."

No. 124, A.,

A bill to amend section 21 of chapter 103, revised statutes, entitled "of the partition and distribution of estates,"

With amendment.

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#### MISCELLANEOUS PROCEEDINGS.

Mr. D. W. Briggs moved that the vote by which

No. 87, A.,

A bill to amend section 33 of chapter 133 of the revised statutes, entitled "of costs and fees,"

Was on yesterday indefinitely postponed,

Be reconsidered,

Which motion was lost.

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On motion of Mr. Rood,  
The Assembly adjourned.

MONDAY, JANUARY 30, 1871.

7 o'clock P. M.

The Assembly met.  
The Speaker in the chair.

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LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Freeman :

Mem. No. 88, A.,

Of John Black and others, asking for a bridge to connect the third and fifth wards of the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Cheney :

Mem. No. 89, A.,

Of Romanzo Bunn and others, for the increase of fees of justices of the peace.

To committee on Judiciary.

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RESOLUTIONS INTRODUCED.

By Mr. Maxon :

Jt. Res. No. 18, A.,

*Resolved; by the Assembly and Senate of the State of Wisconsin,* That section 4, of article 4, of the constitution of the state, is hereby amended so as to read as follows :

"Section 4. The assembly shall consist of ninety-nine members, to be chosen for the term of two years, from such number of districts not exceeding thirty-three, as the legislature shall establish ; such districts to be bounded by county, precinct, town, or ward



lines, to consist of contiguous territory, and be in as compact form as practical, and every district shall be entitled to elect at least three members.'

*Resolved*, That section 5, of article 4 of the constitution of the state, is hereby amended so as to read as follows :

Section 5. The Senate shall consist of thirty-three members, to be chosen from eleven Senatorial districts of convenient contiguous territory, three Senators from each district. Senators shall be chosen at the same time and in the same manner as members of the Assembly are required to be chosen ; and no Assembly district shall be divided in the formation of a Senate district. The Senate districts shall be numbered in regular series, and the Senators chosen by the odd numbered districts shall go out of office at the expiration of the second year. and the Senators chosen by the even numbered districts shall go out of office at the expiration of the fourth year ; and thereafter Senators shall be chosen for the term of four years. In elections for the choice of Senator and Assemblymen, every elector shall be entitled to a number of votes equal to the number of Senators or Assemblymen respectively to be chosen from the districts. and the electors may give all of such votes to one person, or may distribute them equally or unequally among a greater number of persons ; and the persons highest in vote upon return shall be declared elected.

*Resolved*, That section 11 of article 4, of the constitution of the State, is hereby amended so as to read as follows :

Section 11. The Legislature shall meet at the seat of government at such time as shall be provided for by law, once in two years, and not oftener, unless convened by the Governor.

*Resolved*, That the Secretary of State is instructed to cause the publication of the proposed amendments as required by section 1, article 12, of the constitution.

Said resolution was read a first and second times, and

Referred to the committee on Judiciary.

By Mr. Rood :

Res. No. 18, A.,

*Resolved*, That the Secretary of State be requested to furnish to this house a detailed statement of the amount of bounties paid by the State, according to the provisions of chapter 188, general laws of 1870, showing,

First, the number of animals of each kind.

Second, the counties in which they were killed.

Third, the amount total paid to each county.

On motion of Mr. Rood,

The rules were suspended, and

Said resolution was adopted.

## RESOLUTIONS CONSIDERED.

Jt. Res. No. 12, A.,

Requesting our Senators and Representatives in Congress to use their efforts to change the policy of the government in disposing of arms and munitions of war,

Introduced by Mr. Kuntz on the 27th inst., was on motion of Mr. Kuntz postponed to Wednesday next.

## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Curtis :

No. 178, A.,

A bill to fix the time for holding terms of the circuit court in the tenth judicial circuit.

To committee on Judiciary.

By Mr. Allen :

No. 179, A.,

A bill to authorize the village of Alma to issue bonds for the construction of bridges across Beef Slough river, and on the adjoining bottoms, in the village of Alma and in the town of Nelson, and to provide for the payment of said bonds by taxes and the collection of tolls.

To committee on Judiciary.

By Mr. McDill :

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto, in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State.

To committee on Judiciary.

By Mr. McDill :

No. 181, A.,

A bill to extend the time for the collection of taxes in the town Sharon, in Portage county, Wis.

To committee on Assessment and Collection of Taxes.

By Mr. McDill :

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the towns of Eau Plaine, Portage county, to participate in the apportionment of the increase of the school fund for 1871.

To committee on Education.

By Mr. Vaughn :

No. 183, A.,

A bill for sale of lands in Douglas county for unpaid taxes of 1869.

To committee on Assessment and Collection of Taxes.

By Mr. Cheney :

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers.

To committee on Education.

By Mr. Bowen :

No. 185, A.,

A bill to enable certain counties, towns, cities and incorporated villages to aid the construction of the Sheboygan and Fond du Lac Railroad.

To Delegates from Fond du Lac, Green Lake and Waushara counties.

By Mr. Keenan :

No. 186 A.,

A bill to authorize school district No. 5, in the town of Wauwatosa, Milwaukee county, to borrow a sum of money to aid in the erection of a school house, and for other purposes.

To committee on State Affairs.

By Mr. Bowen :

No. 187, A.,

A bill to authorize the Sheboygan & Fond du Lac railroad company to extend its line of road to the Mississippi, to increase its capital stock, and change its corporate name.

To committee on Railroads.

By Mr. Coons :

No. 188 A.,

A bill to incorporate the Potosi & Mississippi Plank and Turnpike road company.

To committee on Incorporations.

By Mr. McCormick :

No. 189, A.,

A bill for the preservation of fish in counties of Kenosha, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto.

To a Select Committee of one from each county named.

By Mr. Cousins :

No. 190, A.,

A bill to repeal chapter 109 general laws of 1868, entitled "an

act to amend section 2, chapter 177 of the revised statutes, entitled  
“of indictments and proceedings before trial.”

To committee on Judiciary.

By Mr. Cousins :

No. 191, A.,

A bill to provide for the revision of the general laws of the state.

To committee on Judiciary.

By Mr. Orton :

No. 192, A.,

A bill to incorporate the Madison Yacht Club.

To committee on Incorporations.

By Mr. McIntosh :

No. 193, A.,

A bill to provide for laying out and establishing a state road  
from Shiocton, in Outagamie county, to Embarrass, in Waupaca  
county.

To committee on Roads, Bridges and Ferries.

By Mr. Hall :

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's  
compilation of the general laws of this State for the use of the  
State.

To committee on Judiciary.

By Mr. Rood :

No. 195 A.,

A bill to amend section 8, chapter 138, of the general laws of  
1870, entitled “an act for the destruction of Lynxes, Wolves, and  
Wild Cats.”

To committee on Agriculture.

By Mr. Dana :

No. 196, A.,

A bill to ratify, confirm and carry into effect, the action of cer-  
tain cities and towns in aid of the construction of the Madison and  
Portage railroad, and to authorize the making of agreements in re-  
lation thereto, the levy of taxes therefor, and restricting the  
amounts in which other towns may render like aid.

To committee on Railroads.

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## REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills, to whom was referred the fol-  
lowing :

No. 109, A.,

A bill to incorporate the Wausau Boom company,

No. 95, A.,

A bill to authorize the school board of school district No. one, in the town of Blooming Grove, in the county of Dane, to pay teacher,

No. 97, A.,

A bill to make the receiving of a railroad pass by a juror in any court of this state, in a case where a railroad company is a party, or interested, or by a commissioner to award damages for the taking private property for railroad purposes, a felony, and punishable in the state prison,

Jt. Res. No. 6, A.,

Providing copies of the Governor's message in various languages for the use of the Legislature,

Respectfully report that they have compared the same and find them correctly engrossed.

A. ROOD,

*Chairman.*

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The committee on the Judiciary, to whom was referred

No. 72 A.,

A bill concerning the terms of circuit courts in the 12th judicial circuit,

Have had the same under consideration, and respectfully report it back by substitute, with the recommendation that said substitute be adopted and passed.

D HALL,

*Chairman.*

On motion of Mr. Merrill,

The rules were suspended,

The substitute to said bill was adopted, and

Said bill was read a third time and passed.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to present you for signature,

No. 28, S.,

A bill to appropriate a sum of money for the payment of indebtedness, current expenses and general repairs of the State prison for the year 1871.

Said bill was signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate asks the Assembly for the return of

No. 103, A.,

A bill to authorize joint school district No. 1, of the village of Sheboygan Falls, Sheboygan county, to borrow a sum of money,

For further consideration.

Said bill was ordered to be so returned.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 42, S.,

A bill to consolidate and amend the act to incorporate the city of Beaver Dam, and the several acts amendatory thereof,

And has concurred in

No. 20, A.,

A bill to incorporate the National Iron Company of Depere.

And has amended, and concurred in as amended,

No. 61, A.,

A bill to authorize school district No. 2 of the borough of Fort Howard to borrow a certain sum of money.

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money.

No. 147, A.,

A bill to authorize school district No. 1, of the town of Onalaska, La Crosse county, to borrow a certain sum of money therein named.

No. 59 A.,

A bill to authorize joint school district No. 5, towns of Lima and Clifton, county of Grant, and town of Mifflin, county of Iowa, to borrow a certain sum of money.

No. 103, A.,

A bill to authorize joint school district No. 1, of the village of Sheboygan Falls, in the county of Sheboygan, to borrow money.

And has passed and asks the concurrence of the Assembly in

No. 6, S.,

A bill to abolish probate fees in the county of Winnebago.

And has concurred in

No. 54, A.,

A bill to extend the time for the collection of taxes and to change the time for selling lands for the non-payment of taxes in the county of Clark for the year 1871.

No. 151 A.,

A bill to fix the time of holding court in the 11th judicial circuit, and to provide for the appointment of special terms of court, and to dispense with grand and petit jurors at certain terms.

No. 153. A.,

An act to authorize the village of Eau Claire City, Eau Claire county, to issue bonds to aid in the purchase of fire engine, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 148 A.,

A bill to legalize the official acts of Aaron J. Brown, as treasurer of the town of Mackford, in Green Lake county.

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### SENATE MESSAGE CONSIDERED.

The Senate amendment to

No. 61, A.,

A bill to authorize School District No. 2 of Fort Howard, to borrow a certain sum of money,

Was concurred in.

The following were severally read a first and second times and referred :

No 6, S.,

A bill to establish probate fees in the county of Winnebago.

To committee on Judiciary.

No. 42, S.,

A bill to consolidate and amend the act to incorporate the city of Beaver Dam, and the several acts amendatory thereof,

Was read a first and second times, and

On motion of Mr. Atwater,

The rules were suspended, and

Said bill was read a third time and concurred in.

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### BILLS REPORTED BY THE COMMITTEE OF THE WHOLE OF THE 27TH INST.

No. 4 S.,

A bill to incorporate the Iowa and Richland Counties Railroad Company.

No. 10, S.,

A bill regulating the time of holding the general terms of the circuit court for the sixth judicial circuit,

Were severally ordered to a third reading.

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit,

No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad Company.

Were severally ordered engrossed

No. 113 A.,

A bill relating to conveyances of real estate,

Was, on motion of Mr. Maxon,

Referred to a select committee of three, consisting of Messrs. Maxon, Hall and Curtis.

The amendment to

No. 115 A.,

A bill to consolidate and amend the laws relating to trespassing on State lands

No. 121, A.,

A bill to amend chapter 93 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction."

No. 124, A.,

A bill to amend section 21 of chapter 103 of the revised statutes, entitled of the partition and distribution of estates,

Were severally concurred in, and

Said bills were severally ordered engrossed.

No. 130, A.,

A bill to repeal chapter 166 of the general laws of 1869, entitled "an act to repeal chapter 132 of the general laws of 1866, entitled an act to vest the title of unredeemed lands in counties, and to revive chapter 132 of the general laws of 1866, aforesaid,

Was indefinitely postponed.

No. 134, A.,

A bill to abridge and simplify conveyances of deeds and mortgages,

Was, on motion of Mr. Rood,

Referred to a Select Committee of three, consisting of Messrs. Maxon, Hall and Curtis.

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On motion of Mr. Richter,

The Assembly took a recess of five minutes, and upon the Speaker's calling the Assembly to order,

Mr. Wagner said:

MR. SPEAKER:

I have the honor, in behalf of a committee to deliver to your custody this beautiful chair. It is a heartfelt tribute of honorable members of this Assembly, designed to be, through your kindness,



presented to the Hon. Joseph McCormick, of Kewaunee, our mutual colleague, a veteran of 84 years, and older than the constitution of our beloved country, the United States of America.

The Speaker then said :

GENTLEMEN OF THE ASSEMBLY :

Before proceeding further with the business of the evening session, I have a pleasant duty to perform, which has been imposed upon me by my associates.

Mr. McCormick, you are understood to be the oldest member of any legislative body in the world, and your presence as a member of this legislature is a marked event. It is given to but few to attain your age, and to still fewer to maintain through all the mental and physical vigor which characterizes you.

Born in 1787—distinguished by the passage of the great ordinance for the government of the Northwestern territory—and older, as you are, than the constitution of the United States, you have seen our country in every stage of its development, in its days of triumph and adversity, from its infancy to its vigorous manhood. And during all these years you have been found where fidelity as a citizen of the Great Republic called you. You were an officer in the war of 1812, and fought under the old flag at Tippecanoe, Lundy's Lane, Queenstown Heights and Fort Erie.

You have aided in the formation of the constitution of several of the older states of the union, and have left your impress for good upon their laws, and now, crowned with the frosts of eighty-four years, strong and vigorous still, you seek as a public man the well-being of our young commonwealth. We recognize in you a link between the past and the present; the representative not of an Assembly district alone, but "of our whole country, in its growth and prosperity, and of several generations of its citizens."

Impelled by these feelings, honorable to them and complimentary to you, a number of your legislative associates have thought it proper to manifest in some manner their personal regard for you, and their appreciation of your long continued and meritorious services. They have thought the presentation to you of this chair a fitting mark of their esteem, and in their behalf I now present it to you, with the request that you will occupy it during the session and carry it with you to your home when your deliberations are over.

Take it sir, and may you live many years in health and happiness to occupy and enjoy it; may you find in it a source of physical comfort, and in the memory of the friendship which prompted its bestowal, may you ever find a source of pride and pleasure.

In response thereto, Mr. McCormick said :

I return my humble and sincere thanks. No man feels prouder than I at this moment in reception of this token so kindly tendered by my honorable colleagues. I shall appreciate and enjoy it to the day of my death.

Years ago, when I predicted that our free institutions would ex-

tend westward and westward, and yet westward, until they reached the Pacific, the idea was scoffed at. But I have lived to see the prediction verified. I love these institutions, and would be glad could I see them reach to the South Pole, and our country's emblem float from the North Pole. May harmony proceed from this center throughout all our land, and we and our posterity enjoy all the rich privileges of our free institutions perpetually, without discord or division.

This boon shall ever be held sacred by me ; I shall take pleasure in purchasing a desk to accompany it. In this chair and upon that desk will I write my last will and testament, and when I die may this beautiful chair, with its friendly arms, encircle me.

On motion of Mr. Richter,  
The remarks of the Speaker, and the response thereto,  
Were ordered to be spread upon the journal.

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On motion of Mr. Rood,  
The Assembly adjourned.

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TUESDAY, JANUARY 31, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.

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### COMMUNICATIONS.

MADISON January 31, 1871.

*To the Hon. W. E. SMITH, Speaker, and Members of the Assembly :*

You are cordially invited to be present this, Tuesday, evening at 7 1-2 o'clock, in the Assembly Chamber, to listen to the annual address before the State Historical Society, by Hon. Charles I. Walker, of Detroit, Professor in the Law Department of the University of Michigan, on *The Northwest during the Revolution*, prepared largely from unpublished material, by a gentleman of fine culture. An unusually interesting address may be expected.

LYMAN C. DRAPER,

*For the Committee of Arrangements.*

LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Montgomery :

Mem. No. 40, A.,

Of the citizens of Waushara county, for an Imbecile School.

To committee on Charitable and Benevolent Institutions.

By Mr. Bate :

Mem. No. 41, A.,

Of county board of supervisors of Chippewa county, asking for a grant of lands to aid in making improvements in the Chippewa river.

To committee on State Affairs.

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BILLS INTRODUCED,

On leave granted, read first and second times and referred.

By Mr. J. S. White :

No. 197, A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

To committee on Incorporations.

By Mr. Vaughn :

No. 198, A.,

A bill to provide for the application of the five per cent. collection fees on delinquent taxes in the county of Polk.

To committee on Assessments and Collection of Taxes.

By Mr. Knell :

No. 199 A.,

A bill relating to a certain highway in the town of Oak Creek, in the county of Milwaukee.

To committee on Roads, Bridges and Ferries.

By Mr. Swain :

No. 200, A.,

A bill to provide for the election of Town Clerk, and to define his term of office.

To committee on Town and County Organization.

By Mr. Rood :

No. 201, A.,

A bill to amend section 91, of chapter 18, of the revised statutes, entitled of the assessment and collection of taxes.

To committee on Assessment and Collection of Taxes.

**By Mr. Bate :**

No. 202, A.,

A bill to authorize the judge of the 8th judicial circuit court of the State of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law.

To committee on Judiciary.

**By Mr. Bate :**

No. 203, A.,

A bill to extend the time for the collection of taxes in the city of Chippewa Falls and the town of La Fayette in the county of Chippewa.

To committee on Assessment and Collection of Taxes.

**By Mr. Barnard :**

No. 204, A.,

A bill to authorize school district No. 11, in the town of Highland, county of Iowa, to borrow a certain sum of money.

To committee on State Affairs.

**By Mr. Freeman :**

No. 205, A.,

A bill to authorize the city of Milwaukee to construct a certain bridge.

To Milwaukee City Delegation.

**By Mr. McIntosh :**

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

To committee on Roads, Bridges and Ferries.

**By Mr. Blake :**

No. 207, A.,

A bill to enable the city of Racine to re-adjust its corporate debts.

On motion of Mr. Blake,

The rules were suspended, and

Said bill was read a third time and passed.

**By Mr. McCormick :**

No. 208, A.,

A bill to change the names of Parthena Newman, Rachel Newman and Samuel H. Newman, and to make them and Lovinia Hoskins the heirs of Jackson Von Vronkin and Jane Von Vronkin.

On motion of Mr. McCormick,

The rules were suspended,

Said bill was read a third time and passed.

## REPORTS OF STANDING COMMITTEES.

The committee on State Affairs, who were instructed by the Assembly to bring in a general bill to provide for loaning money from the trust funds to school districts, have had the subject under consideration, and ask leave to report bill

No. — A.,

A bill to authorize the Commissioners of School and University Lands to loan the trust funds to school districts, for the purpose of building school buildings thereon, and recommend its passage.

W. W. FIELD,

*Chairman.*

Said bill became

No. 209 A.,

Was read the first and second times, and

Made the special order for Thursday next at 11 o'clock A. M.

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The committee on Enrolled Bills have examined

No. 54, A.,

A bill to extend the time for the collection of taxes, and to change the time for selling lands for the non-payment of taxes in the county of Clark, for the year 1871,

No. 148, A.,

A bill to legalize the official acts of Aaron J. Brown as treasurer of the town of Mackford, in Green Lake county,

And find them correctly enrolled.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 2, A.,

A bill to amend chapter 44, general laws of 1870, entitled "an act to amend section 1 of chapter 113 of the general laws of 1867, entitled an act in relation to tax deeds,"

Respectfully report the same back to the house and recommend that it do pass.

JEHDEIAH BOWEN,

*Chairman.*

The committee on Railroads, to whom was referred  
No. 100, A.,

A bill to change the name of the Portage, Winnebago and Superior Railroad Company,

Respectfully report the same back to the assembly and recommend its passage.

J. S. CURTIS,  
*Chairman.*

On motion of Mr. Pease,  
The rules were suspended, and  
Said bill was read a third time and passed.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature,  
No. 37, S.,

A bill to amend chapter 462 of the private and local laws of 1866,  
entitled "an act to incorporate the Wisconsin Union Railroad."

Also

No. 9, S.,

A bill to authorize the Western Union railroad company to guarantee the payment of bonds of the Sabula, Ackley & Dakota railroad company and other companies,

And,

No. 57, S.,

A bill to provide for the collection of taxes in the city of Kenosha, and extending the time for collecting the same,

And also,

No. 58, S.,

A bill to amend chapter 172, of the local laws of 1870,  
entitled an act to incorporate the Barboe Air Line Railroad Company,

Said bills were signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended,

No. 103, A.,

A bill to authorize joint school district No. 1 of the village of Sheboygan Falls, in the county of Sheboygan, to borrow money.

## SENATE MESSAGE CONSIDERED.

The Senate amendment to  
No. 103, A.,  
Was concurred in.

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## SENATE BILLS ON A THIRD READING.

No. 4, S.,  
• A bill to incorporate the Iowa and Richland Counties Railroad Company.

No. 10, S.,  
A bill to regulate the time of holding the general terms of the circuit court for the sixth judicial circuit,  
Were severally read a third time and concurred in.

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## ASSEMBLY BILLS READY FOR A THIRD READING.

No. 95, A.,  
A bill to authorize the school board of school district No. 1 in the town of Blooming Grove, in the county of Dane, to pay teacher,  
No. 97, A.,

A bill to make the receiving of a railroad pass by a juror, in any court of this State, in a case where a railroad company is a party, or interested, or by a commissioner to award damages for the taking private property for railroad purposes, a felony, and punishable in the state prison,

Were severally read a third time and passed.

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On motion of Mr. McIntosh,  
The assembly resolved itself into a

## COMMITTEE OF THE WHOLE

On the general file of bills,  
Mr. Montgomery in the chair.

After having spent some time therein the Committee rose, and through their chairman reported as follows :

Mr. SPEAKER :

The Assembly in Committee of the Whole have had under consideration the general file of bills. have made progress therein, and report back sundry bills as follows :

No. 19 S.,  
A bill to repeal chapter 138, general laws of 1870, entitled " an act for the destruction of lynxes, wolves and wild cats,"  
Without amendment.

No. 2, A.,

A bill to amend chapter 44, general laws of 1870, entitled "An act to amend section 1 of chapter 113 of the general laws of 1867, entitled 'An act relating to tax deeds,'"

With amendment.

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir at law of John Eckles.

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

Without amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendment to

No. 2, A.,

Was adopted, and

Mr. Hall moved that said bill be indefinitely postponed,

Pending which,

On motion of Mr. Dana, said bill was recommitted to committee on Judiciary.

Nos. 116 and 135, A.,

Were severally ordered engrossed.

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#### MISCELLANEOUS PROCEEDINGS.

Mr. Fay moved that

No. 77, A.,

A bill to provide for the more effectual protection of fruit growers against trespassers

Be recalled from the committee on Agriculture, and referred to the committee on Judiciary,

Which motion prevailed.

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The Speaker announced as the Select Committee on

No. 189, A.,

A bill for the preservation of fish in the counties of Kenosha, Racine, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto,

Messrs. McCormick, Curtis, Semple, Rankin, Etling, Meyer, Keenan, Blake and Rhodes.



1, 1871.]

THE ASSEMBLY.

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Leave of absence was granted to Messrs. Maxon and Smith indefinitely.

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• On motion of Mr. Curtis,  
The Assembly adjourned.

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WEDNESDAY, FEBRUARY 1, 1871.

10 o'clock, A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Mather.

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COMMUNICATIONS.

STATE OF WISCONSIN,

SECRETARY'S OFFICE,  
MADISON, Jan. 31, 1871.

Hon. WM. E. SMITH,

*Speaker of the Assembly :*

SIR : In compliance with Res. No. 18, A., I have the honor to transmit herewith a detailed statement of the amount of bounties paid by the State for wolves, lynxes and wild cats, in each county, under the provisions of chapter 138, general laws of 1870, as contemplated in the resolution referred to.

Very respectfully,

LL. BREESE,  
*Secretary of State.*

A STATEMENT showing the amount of bounties paid by the State, under the provisions of Chapter 138, G. L.  
1870, up to January 31, 1871, for Wolves, Lynxes and Wild Cats.

Counties.	No. of Wolves.	Amount of Bounty paid.	No. of Lynxes.	Amount of Bounty paid.	No. of Wild Cats.	Amount of Bounty paid.	Whole Amt. pd.
Adams .....			1	\$5 00	7	\$21 00	\$26 00
Brown .....			1	5 00	8	9 00	14 00
Buffalo .....			1	5 00	12	36 00	41 00
Burnett .....	4	\$20 00	1	5 00			25 00
Chippewa .....	2	10 00	8	40 00	10	80 00	80 00
Clark .....	20	100 00	15	75 00	11	38 00	208 00
Columbia .....	2	10 00			1	8 00	18 00
Crawford .....	42	210 00	4	20 00	11	33 00	283 00
Dane .....	28	140 00			7	21 00	161 00
Door .....			5	25 00	9	27 00	52 00
Dunn .....	10	50 00	13	65 00	12	36 00	151 00
Eau Claire .....			2	10 00	2	6 00	16 00
Fond du Lac .....					1	8 00	8 00
Grant .....	83	415 00	1	5 00	47	141 00	561 00
Green .....	57	285 00			18	54 00	339 00
Iowa .....	70	350 00	9	45 00	15	45 00	440 00
Jefferson .....					11	33 00	33 00
Juneau .....	1	5 00			6	18 00	23 00
La Crosse .....					9	27 00	27 00
La Fayette .....	54	270 00			8	24 00	294 00
Marathon .....	5	25 00	6	30 00			55 00
Monroe .....	8	40 00	1	5 00	3	9 00	54 00
Oconto .....	3	15 00	1	5 00			20 00
Outagamie .....	4	20 00	5	25 00	8	9 00	54 00

Statement showing the amount of Bounties paid to the State, etc.—continued.

Counties.	No. of Wolves.	Amount of Bounty Paid.	No. of Lynxes.	Amount of Bounty Paid.	No. of Wild Cats.	Amount of Bounty Paid.	Whole Amount Paid.
Pepin .....	1	35 00	11	35 00	6	18 00	873 00
Pierce .....	7	35 00	6	30 00	6	18 00	35 00
Polk .....	5	25 00	14	73 00	3	9 00	123 00
Portage .....	13	65 00	11	55 00	21	63 00	89 00
Richland .....	18	90 00	3	15 00	1	3 00	143 00
Rock .....	2	10 00	10	50 00	3	9 00	98 00
St. Croix .....	29	145 00	2	10 00	24	72 00	69 00
Sauk .....	4	20 00	5	25 00	6	18 00	227 00
Shawano .....	11	55 00	82	96 00	1	3 00	43 00
Trempealeau .....	13	65 00	10	50 00	10	30 00	78 00
Vernon .....	1	5 00	1	5 00	1	3 00	161 00
Walworth .....	2	10 00	10	50 00	1	3 00	8 00
Waupaca .....	1	5 00	1	5 00	1	3 00	90 00
Waushara .....	2	10 00	1	5 00	1	3 00	13 00
Winnebago .....	3	10 00	147	735 00	4	12 00	8 00
Wood .....	502	\$2,510 00	325	\$975 00	4	12 00	22 00
							\$4,220 00

## LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Sanderson :

Mem. No. 42, A.,

Of John Smith and others asking to be detached from the town of Lodi, and annexed to the town of Arlington, Columbia county.

To committee on Town and County Organizations.

By Mr. Bate :

Mem. No. 43, A.,

Of 558 citizens of Chippewa county against the passage of any law authorizing the damming of Chippewa river below the head of steamboat navigation.

To committee on Lumber and Manufacturers.

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RESOLUTIONS INTRODUCED.

By Mr. Hall :

Jt. Res. No. 14, S,

*Resolved by the Assembly, the Senate concurring,* That the joint committee on Claims enquire into the number, and give the names and location of all societies or institutions for private charity, incorporated under the laws of this State, and as far as may be convenient, into the condition of each of them, and what claims any or all of them may have for State support or appropriations, and the reasons for the same, and that said committee take into consideration all bills pending in either branch of the Legislature for appropriations to such societies ; and in case they recommend any appropriations to be made to any or all of them, that they report a single bill embracing all such appropriations.

Which lies over.

By Mr. Curtis :

Jt. Res. No. 15 A.,

*Resolved by the Assembly, the Senate concurring,* That the state printer be and he is hereby authorized to print on good paper, 2,500 copies, in pamphlet form, of the annual address before the State Historical Society, on the 31st January, by Hon. Charles I. Walker, 1,500 of which, for the use of the Legislature, and 1,000 for the Historical Society for exchange purposes.

Which lies over.

## RESOLUTIONS CONSIDERED.

Jt. Res. No. 12, A.,

Requesting our senators and representatives in congress to use their efforts to change the policy of the government in disposing of arms and munitions of war,

Introduced by Mr. Kuntz on the 27th ult., on the 30th postponed to this day,

Mr Kuntz asked leave to withdraw said resolution,

Pending the consideration of which,

On motion of Mr. Curtis,

Said resolution was referred to a Select Committee of three, consisting of Messrs. Curtis, Kuntz and Weil.

## BILLS INTRODUCED.

Read first and second times and referred :

By Mr. Davis :

No. 210, A.,

A bill to incorporate the Board of Education of the Welsh Calvinistic Methodists of Wisconsin.

To committee on Incorporations.

By Mr. Chase :

No. 211, A.,

A bill to amend section 56, of chapter 7, of the revised statutes, entitled of elections.

To committee on Judiciary.

By Mr. Fryer :

No. 212, A.,

A bill to amend chapter 403, private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company.

On motion of Mr. Fryer,

The rules were suspended,

Said bill was read a third time, and passed.

By Mr. Sherman :

No. 213, A.,

A bill to amend section 3, of chapter 14, of the general laws of 1870, entitled an act to provide tax receipt stub books for town, city and village treasurers, and to repeal chapter 118, of the general laws of 1866, entitled an act to authorize town, city and village treasurers to perform certain duties in reference to tax receipts and certificates.

To committee on Assessment and Collection of Taxes.

By Mr. McIntosh :

No. 214 A.,

A bill to organize the town of Cicero, in Outagamie county.

To committee on Town and County Organization.

By Mr. Cheney :

No. 215 A.,

A bill to provide for the laying out and establishing of a State road from Rudd's mill, in the town of Eaton, in Monroe county, to Morrison Creek, in the town of Albion, in the county of Jackson, and to appropriate the drainage funds of the towns through which such road shall pass, for the purpose of grading and improving the same.

To committee on Swamp and Overflowed Lands.

By Mr. Cheney :

No. 216 A.,

A bill to incorporate the Monson Creek Lumber Company.

To committee on Incorporations.

By Mr. Bowen :

No. 217 A.,

A bill to authorize the County Board of Supervisors of Fond du Lac county to issue bonds for the erection of a court house.

To General File.

By Mr. Kuntz :

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary.

To committee on Education.

By Mr. S. A. White :

No. 219, A.,

A bill to amend chapter 105 of the general laws 1870, entitled an act for the preservation of game in the counties therein named.

To committee on State Affairs.

By Mr. S. A. White :

No. 220, A.,

A bill to amend section 1 of chapter 94 of the revised statutes, concerning the sale of lands for the payment of debts by executors, administrators and guardians.

To committee on Judiciary.

By Mr. McCormick :

No. 221, A.,

A bill to incorporate the Slovanska Association.

To committee on Incorporations.

By Mr. McCormick :

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association.

To committee on Incorporations.

By Mr. McCormick :

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company in the village and county of Kewaunee, Wisconsin.

To committee on Incorporations.

By Mr. Vaughn :

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company.

To committee on Lumber and Manufactures.

By Mr. Arnold :

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau.

To committee on Town and County Organization.

By Mr. Sanderson :

No. 226 A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

To committee on Town and County Organization.

By Mr. Hoskins :

No. 227, A.,

A bill to incorporate the Waterloo Library and Dramatic Association.

To committee on Incorporations.

By Mr. McDill :

No. 228, A.,

A bill to change the boundary of the city of Stevens Point.

To committee on Town and County Organization.

By Mr. Keenan :

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof."

To Milwaukee City Delegation.

By Mr. Nichols :

No. 230, A.,

A bill to incorporate the village of Mrakeshan, and to repeal chapter 222, of the private and local laws of 1868, entitled "an act to incorporate the village of Markeshan, and acts amendatory thereof."

To committee on Incorporations.

By Mr. Holloway :

No. 231, A.,

A bill to legalize the official acts of Richard Myer a Notary Public residing at Lancaster, Grant county, Wisconsin.

To committee on Judiciary.

By Mr. Orton :

No. 232, A.,

A bill to amend chapter 56, of the general laws of 1870, entitled " an act to provide for the incorporating and government of Fire and Inland Navigation Insurance Companies."

To committee on Incorporations.

By Mr. Orton :

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode, and restricting the amount thereof, and directing the levy of a tax there on.

To committee on Railroads.

By Mr. Orton :

No. 234 A.,

A bill to protect hotel keepers against fraud.

To committee on State Affairs.

By Mr. D. W. Briggs :

No. 235 A.,

A bill granting to Fred. Miller, his associates and assigns and legal representatives, the right to establish and maintain a ferry across the Mississippi river in Crawford and Vernon counties, to Lansing, in Iowa.

To committee on Roads, Bridges and Ferries.

By Mr. Vaughn :

No. 236 A.,

A bill to incorporate the Bayfield Gas Light Company.

To committee on Incorporations.

By Mr. Rood :

No. 237, A.,

A bill to appropriate to O. B. Lapham the sum therein named.

To committee on Claims.

By Mr. McCormick :

No. 238, A.,

A bill to authorize the increase of salaries of district attorneys now in office.

To committee on Judiciary.



## REPORTS OF STANDING COMMITTEES.

The committee on the Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report said bills back, with the following recommendations:

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, to issue bonds to borrow money to the amount of \$5,000, for the purpose of building a bridge across Milwaukee river, in said town,

With the recommendation that said bill be referred to Ozaukee county delegation

No. 59 S.,

A bill to declare the true intent and meaning of section 1 of chapter 30 of general laws of 1870, entitled "an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120 of the revised statutes."

No. 6, A.,

A bill to repeal chapter 130, of the general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5, of chapter 120, of the revised statutes.

No. 33, A.,

A bill to facilitate the settlement of the estates of deceased persons, and to amend sections 5 and 7, of chapter 101, of the revised statutes, entitled of the payment of debts and legacies of deceased persons.

No. 66, A.,

A bill relating to the commencement of civil actions before justices of the peace, and amendatory of section 2, chapter 120, of the revised statutes, entitled Of courts held by justices of the peace.

No. 89, A.,

A bill to amend section 10 of chapter 120 of the revised statutes, entitled "Of courts held by justices of the peace."

No. 90, A.,

A bill to amend section 20 of chapter 133 of the revised statutes, entitled "Fees of justices of the peace."

No. 101, A.,

A bill to amend section 98 of chapter 15, and section 10 of chapter 117, revised statutes, entitled of jurisdiction of constables.

No. 164, A.,

A bill relating to courts held by justices of the peace and amendatory of sections 6, 8 and 9 of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

No. 62, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, of the revised statutes, entitled, of courts held by justices of the peace.

No. 37, A.,

A bill to amend sections 6 and 9 of chapter 120, revised statutes, entitled, of courts held by justices of the peace.

No. 38, A.,

A bill to repeal section 2 of chapter 30, of the general laws of 1870, entitled "an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120, of the revised statutes, entitled 'of courts held by justices of the peace.'"

No. 94, A.,

A bill in relation to actions for the recovery of real property,  
With the recommendation that said bills be indefinitely postponed.

No. 6, S.,

A bill to abolish probate fees in the county of Winnebago,  
With the recommendation that said bill be concurred in.

No. 158, A.,

A bill to amend chapter 58 of the private and local laws of 1869, entitled "an act to revise, consolidate and amend an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869,

With the recommendation that said bill do pass.

No. 3, A.,

A bill to amend sections 6, 8 and 9, of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

No. 128, A.,

A bill to incorporate the Depere Iron Works,

Reported back with amendments, with the recommendation that the said bills do pass when so amended.

Also, the following memorials:

Mem. No. 9, A.,

Petition of members of Milwaukee bar, praying for a bill amending sections 6, 8 and 9 of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace,"

With the recommendation that said memorial be indefinitely postponed, its object being embraced in bill No. 3, A.

Mem. No. 5, A.

Petition of James E. Newell, a justice of the peace, and sixteen others of Vernon county, asking for an increase of justices fees.

Mem. No. 6, A.,

A memorial of Asa Weaver and others, to increase the compensation of justices of the peace.

Mem. No. 19, A.,

Petition of D. S. Hull and others, asking for the passage of a law increasing the fees of justices of the peace.

Mem. No. 20, A.,

Petition of justices of the peace and others of Jackson county.

Mem. No. 22, A.,

Petition of justices of the peace of Columbia county, and others, asking for an increase in justices' fees.

Mem. No. 25, A.,

Petition of justices of the peace of Monroe county, and others, praying for an increase of justices' fees.

Mem. No. 39, A.,

Petition of Romanzo Bunn and others, for the increase of fees of justices of the peace,

Reported back by bill.

No. 108, A.,

A bill to amend section 20 of chapter 183 of the revised statutes, entitled of costs and fees,

With amendments, and the recommendation that said bill be passed when so amended.

D. HALL,  
*Chairman.*

No. 160, A.,

Was so referred.

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The committee on Militia, to whom were referred,

No. 34, A.,

A bill to repeal section 10 of chapter 407 of the general laws of 1864, entitled "An act to amend chapter 242 of the general laws of 1863, entitled 'An act for the enrollment of persons liable to military duty and the organization of the state militia,'"

Have had the same under consideration, and have instructed me to report the same back without amendment, and passage recommended.

P. G. MOULTON,  
*Chairman.*

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The committee on Roads, Bridges and Ferries have had under consideration

No. 40, S.,

A bill to provide for opening and constructing a state road from the village of Necedah to Remington's Mills,

And report the same back with the recommendation that it do pass.

P. SEMPLE,  
*Chairman.*

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To committee on State Affairs to whom were referred

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago, Fox and Wolf rivers, and their tributaries,

Have had the same under consideration, and report the same back without amendment, and recommend its passage.

W. W. FIELD,  
*Chairman.*

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The committee on Education, to whom were referred,  
No. 13, A.

A bill to authorize County Superintendents to issue certificates to other County Superintendents.

Also,

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools,

Have had the same under consideration, and recommend their passage.

No. 117, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled "an act to establish a township system of schools."

No. 170, A.,

A bill to alter the boundaries of certain school districts,

And recommend that they be indefinitely postponed.

C. C. KUNTZ,  
*Chairman.*

On motion of Mr. Fay,

The rules were suspended, and

No. 13, A.,

Was read a third time and passed.

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The committee on Incorporations, to whom were referred

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

No. 149 A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company.

No. 164, A.,

A bill to incorporate the Philalathean Society of Evansville seminary.

No. 155, A.,

A bill to incorporate the Oconto Turn Verien.

No. 161, A.,

A bill to amend chapter 128, private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc."

No. 177, A.,

A bill to amend an act entitled an act to incorporate the Fire Department of the city of Janesville, approved March 5, 1857,

Respectfully report the same back without amendment, and recommend that they do pass.

And report back

No. 173, A.,

A bill to incorporate the Appleton Savings Bank,

With the recommendation that it be referred

To committee on Banks and Banking.

J. A. BAKER,

*Chairman* 

No. 173, A.,

Was so referred.

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The committee on enrolled bills have examined

No. 103 A.,

A bill to authorize joint school district No. 1 of the village of Sheboygan Falls, in the county of Sheboygan, to borrow money.

No. 20, A.,

A bill to incorporate the National Iron Company, of Depere,

And find them correctly enrolled.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed:

No. 14, A.,

A bill to amend chapter 117 of the laws of 1869, entitled "An act to provide for a system of county highways in Brown county, and for the adoption of said system by other counties."

No. 88, A.,

A bill to amend section 8 of chapter 302 of the private and local (general) laws of 1861, entitled "an act to create the municipal court of the city and town of Ripon," approved April 15, 1861.

No. 47, A.,

A bill for an act to define certain powers of the supervisors of the town of Preble, in Brown county,

No. 68, A.,

A bill to incorporate the Milwaukee and Northwestern Railway Company,

No. 83, A.,

A bill to amend section 1, chapter 153, of the revised statutes, entitled "Of liens of mechanics and others."

A. ROOD,

*Chairman.*

The above bills, reported by the committee on engrossed bills, were severally read a third time and passed.

## REPORTS OF SELECT COMMITTEES.

The Milwaukee City Delegation have had under consideration,

No. 79, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate subject to taxation in the seventh ward of said city for the purposes therein mentioned.

No. 8, A.,

A bill to incorporate the Trustees of the Milwaukee County Orphans' Court.

No. 28, A.,

A bill to authorize the city of Milwaukee to build a school house in the first ward of said city,

And have instructed me to report the same back with a recommendation that they do severally pass.

D. H. RICHARDS,

*Chairman.*

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

Jt. Res. No. 8, S.,

Instructing the Secretary of State to procure for the use of the legislature 1,200 copies of the Legislative Manual for 1871, to be distributed as therein directed.

## SENATE MESSAGE CONSIDERED.

Jt. Res. No. 8, S.,

Mr S. A. White moved to amend said resolution by including therein as follows: "One copy to each of the Regents of the University, and the Normal Schools,"

Which amendment was adopted, and

Said resolution, as amended, was concurred in.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 17, S.,

A bill to amend chapter 168, private and local laws of 1868, entitled "an act to amend chapter 606, private and local laws of 1867, entitled 'an act to divide the town of Armenia, in the county of Juneau.'"

Also,

No. 21, S.,

A bill to amend section 1 of chapter 73 of the general laws of 1859, entitled "an act to change the name of the House of Refuge to that of the State Reform School."

Also,

No. 46, S.,

A bill to legalize the acts of the trustees of the First ward in the village of New London,

And has concurred in

No. 157, A.,

A bill to incorporate "Immanuel Church," in the city of Racine.

No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870, entitled "an act to incorporate the First Sauk County Farmers Association for the fabrication of sugar from sugar beets.

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SENATE MESSAGE CONSIDERED.

The following Senate bills were severally read a first and second times and referred,

No. 17, S.,

To committee on Town and County Organizations.

No. 21, S.,

To committee on State Affairs.

No. 46, S.,

Was read a first and second times, and

On motion of Mr. Manson,

The rules were suspended, and

Said bill was read a third time and concurred in.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has refused to concur with the amendment of the Assembly to

Jt. Res. No. 8, S.,

That the secretary of state be directed to purchase for the use of the Legislature, 1200 copies of the Legislative Manual.

## SENATE MESSAGE CONSIDERED.

On motion of Mr. McIntosh,

The Assembly receded from its amendment to Jt. Res. No. 8, S.

On motion of Mr. Rood,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills,

Mr. Rood in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows :

MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have gone through with the same, and report back the following bills :

No. 59, S.,

A bill to declare the true intent and meaning of section 1 of chapter 80 of general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120 of the revised statutes.

No. 6, S.,

A bill to abolish probate fees in the county of Winnebago.

Without amendment.

No. 3, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, revised statutes, entitled of courts held by justices of the peace,

With amendment.

No. 6, A.,

A bill to repeal chapter 130 of general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120 of revised statutes.



No. 83, A.

A bill to facilitate the settlement of the estates of deceased persons, and to amend sections 5 and 7 of chapter 101 of the revised statutes, of the payment of debts and legacies of deceased persons.

No. 87, A.,

A bill to amend sections 6 and 9 of chapter 120, revised statutes, entitled of courts held by justices of the peace.

No. 88, A.,

A bill to repeal section 2 of chapter 30, of the general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 62, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 66, A.,

A bill relating to the commencement of civil actions before justices of the peace, and amendatory of section 2, chapter 120, of revised statutes, entitled of courts held by justices of the peace.

No. 89, A.,

A bill to amend section 10 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 94 A.,

A bill in relation to the recovery of real property.

No. 101 A.,

A bill to amend section 98 of chapter 15 and section 10, of chapter 117 of the revised statutes, entitled of jurisdiction of constables, Without amendment.

No. 108 A.,

A bill to amend section 20 of chapter 133 of revised statutes, on-titled of costs and fees, With amendment.

No. 90 A.,

A bill to amend section 20 of chapter 133 of the revised statutes, entitled of fees of justices of the peace,

Without amendment.

No. 128, A.,

A bill to incorporate the Depere Iron Works,

With amendment.

No. 158 A.,

A bill to amend chapter 58 of private and local laws of 1869, entitled "an act to revise, consolidate and amend an act entitled an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869.

No. 164, A.,

A bill relating to courts held by justices of the peace, and amendatory of sections 6, 8 and 9 of chapter 120 of the revised statutes, entitled of courts held by justices of the peace.

No. 28, A.,

A bill to authorize the city of Milwaukee to build a school house in the first ward of said city.

No. 2, A.,

A bill to incorporate the trustees of the Milwaukee County Orphans' Board.

No. 34, A.,

A bill to repeal section 10 of chapter 407 of general laws of 1864, entitled an act to amend chapter 242 of general laws of 1863, entitled an act for the enrollment of persons liable to military duty, and the organization of the state militia.

No. 79, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate subject to taxation in the 7th ward of said city, for the purposes therein mentioned.

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin, to be taught in the common schools.

No. 14, A.,

A bill to incorporate the Western Artificial Brown Stone Manufacturing Company.

No. 117, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled "an act to establish a township system of schools."

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

No. 154, A.,

A bill to incorporate the Philathean Society of Evansville Seminary.

No. 161, A.,

A bill to amend chapter 128 of the private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc,

Without amendment.

No. 40, S.,

A bill to provide for opening up and constructing a State Road from the village of Necedah to Remington's Mills.

No. 155, A.,

A bill to incorporate the Oconto Turn Verein.

No. 170, A.,

A bill to alter the boundaries of certain school districts,

Without amendment.

No. 171, A.,

A bill for the protection of fish in Lake Winnebago, Fox and Wolf rivers and their tributaries,

With amendment.

No. 177, A.,

A bill to amend an act entitled " an act to incorporate the fire department of the city of Janesville, approved March 5, 1857,"

Without amendment.

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REPORT OF THE COMMITTEE OF THE WHOLE CON-  
SIDERED.

On motion of Mr. Merrill,

No. 177, A.,

Was re-committed to the committee on Incorporations.

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MISCELLANEOUS PROCEEDINGS.

The Speaker announced as the Special Committee on that part of the Governor's message relating to the Fox and Wisconsin River Improvement, Messrs. Pease, Kuntz and Curtis.

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Leave of absence was granted to Messrs. Davis and Eastman to Monday evening next, and to Mr. McDonald to to-morrow evening.

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On motion of Mr. Rcunds

The Assembly adjourned.

THURSDAY, FEBRUARY 2, 1871.

10 O'CLOCK A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Campmire.

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LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred

By Mr. Richter :

Mem. No. 44, A.,

Of Edw Volland, against Gugust, and 83 others, praying for the passage of bill No. 166, A., entitled "an act to amend chapter 299, of the private and local laws of 1869, entitled an act to provide for the assessment of the real and personal property in the city of Milwaukee."

To Milwaukee City Delegation.

By Mr. Pease :

Mem. No. 45, A.,

Of Andrew Harper, and 37 other citizens of Neshkoro, Marquette county, for an Institution for education of feeble minded and idiotic children.

To committee on Charitable and Benevolent Institutions

By Mr. Fay :

Mem. No. 46, A.,

Of H. S. Humphrey and others of St. Croix county, praying that the several acts confirming civil jurisdiction on the county court of St. Croix county, be repealed, and that the county judge of said county be made a salaried office.

To committee on Judiciary.

By Mr. Vaughn :

Mem. No. 47, A.,

Of Charles E. Mears, E. H. Hoover, Jas. Thompson and others of Polk county, for the establishing of an institution for the education of feeble minded and idiotic children.

To committee on Charitable and Benevolent Institutions.

By Mr. Sherman :

Mem. No. 48, A.,

Of S. M. Hammond and 79 others, for an asylum for weak minded and idiotic children.

To committee on Charitable and Benevolent Institutions.

By Mr. Cheney :

Mem. No. 49, A.,

Of John Tepner and others of Jackson county, praying to have a portion of township 19, range 5 west, set off from Jackson county and attached to Monroe county.

To committee on Charitable and Benevolent Institutions.

By Mr. Rood :

Mem. No. 50, A.,

Of O. B. Lapham, asking for an appropriation for expenses of contesting election against S. W. Pierce.

To committee on Claims.

By Mr. Baker :

Mem. No. 51, A.,

Of citizens of the town of Metomen, Fond du Lac county, for the passage of an act empowering them to call special town meeting and vote to raise a sum of money to purchase building for town hall.

To accompany bill on same subject.

By Mr. Arnold :

Mem. No. 52, A.,

Of sixty persons, freeholders on territory in Jackson county, to be attached to the county of Trempealeau.

To committee on Town and County Organization.

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## RESOLUTIONS INTRODUCED.

By Mr. Anderson :

Res. No. 19, A.,

*Resolved*, That the use of the assembly chamber be granted to the State Historical Society for Tuesday evening next, the 7th inst., for the delivery of the annual address before the society by the Hon. H. S. Orton.

On motion of Mr. Anderson,

The rules were suspended, and  
The resolution was adopted.

By Mr. Freeman :

Res. No. 20, A.,

*Resolved*, That the committee on Lumber and Manufacturers be authorized to employ a clerk.

Said resolution being privileged,  
Was adopted.

By Mr. S. A. White :

Res. No. 21, A.,

*Resolved*, That the Hon. G. B. Stebbins, of Detroit, be granted the use of the Assembly hall on Wednesday evening, February 23d, for the delivery of an address on "Varied Industry in the Northwest" and "Protection and Free Trade,"

Which lies over.

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#### RESOLUTIONS CONSIDERED.

Jt. Res., No. 14 A.,

Instructing joint committee on claims to enquire into the number, location, condition and claims of the private charitable institutions of the State, and to report thereon,

Introduced by Mr. Hall on yesterday,

Mr. Keenan offered the following amendment :

Add thereto, "and that the committee report their investigation and recommendations on Wednesday of next week."

Which amendment was adopted and

Said resolution as amended was adopted.

Jt. Res., No. 15 A.,

Instructing State printer to print 2,500 copies of the address of Hon. Chas. I. Walker, before the State Historical Society, on January 31st,

Introduced by Mr. Curtis on yesterday,

Was adopted.

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#### BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. Vaughn :

No. 239, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company.

To committee on Incorporations.

By Mr. Bate :

No. 240, A.,

A bill to incorporate the St. John the Baptist Benevolent Society

of the valley of Chippewa (Societe St. Jean Baptiste de Bien faisance de la vallie de la Chippewa.)

To committee on Incorporations.

By Mr. Pease :

No. 241, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

To committee on Town and County Organization.

By Mr. Montgomery :

No. 242, A.,

A bill for the preservation of fish in Lake Peggan, in the counties of Waushara and Winnebago.

To committee on State Affairs.

By Mr. Merriam :

No. 243, A.,

A bill to incorporate Lake Geneva Seminary.

To committee on Education.

By Mr. Mihills :

No. 244, A.,

A bill to amend chapter 258, of the private and local laws of 1868, and chapter 352, of the private and local laws of 1866, entitled an act to incorporate the Keshena Improvement Company.

To committee on Lumber and Manufacturers.

By Mr. Fay :

No. 245, A.,

A bill to amend chapter 117, of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction.

To committee on Judiciary.

By Mr. Weil :

No. 246, A.,

A bill to amend chapter 499, of the private and local laws of 1870, entitled an act to incorporate the West Bend Railway Company.

On motion of Mr. Weil,

The rules were suspended, and

Said bill was read a third time, and

On motion of Mr. Rood,

Referred to committee on Railroads.

On motion of Mr. McIntosh,

The vote of reference was reconsidered, and

Said bill was passed.

By Mr. Kuntz :

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys, and apportion the same to district No. 6.

To committee on Education.

By Mr. Field :

No. 248, A.,

A bill to amend chapter 19 of the general laws 1870, entitled an act to regulate the running of railway trains in certain cases.

To committee on Railroads.

By Mr. Manson :

No. 249 A.,

A bill to revise and consolidate an act, entitled an act to incorporate Wisconsin Valley Railroad Company, approved October 13th, 1851, and the various acts amendatory thereto.

To committee on Railroads.

By Mr. Arnold :

No. 250, A.,

A bill to allow defences to patent right notes or obligations after transfer.

To General File.

By Mr. P. R. Briggs :

No. 251, A.,

A bill to appropriate the drainage fund of the town of Orange, in Juneau county, the towns of Oakdale and Lincoln, in the county of Monroe, for the improvement of state road in said towns.

To committee on Swamp and Overflowed Lands.

By Mr. Dana :

No. 252, A.,

A bill relating to actions in courts of record.

To committee on Judiciary.

By Mr. Baker :

No. 253, A.,

A bill to empower the town of Metomen, in the county of Fond du Lac, to levy a tax to purchase Ridgley Hall.

On motion of Mr. Baker,

The rules were suspended,

Said bill was read a third time and passed,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Atwater, Bacon, Bailey, Baker, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Fay, Field, Fitzgerald,



Freeman, Fryer, Galagan, Heimdal, Hinkley, Hixon, Holloway, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knell, Kuntz, Lonergan, Manson, Marvin, McCormick, McDill, McIntosh, Merrill Meyer, Mihills, Montgomery, More, Moulton, Nichols, Ockler, Oetling, Orton, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rounds, Rusch, Sanderson, Semple, Sherman, Smith, Torgerson, Trumer, Vaughn, Wager, J. S. White and Mr. Speaker Smith,—72.

None voting in the negative.

Those absent or not voting were

Messrs. Anderson, Arnold, Ayres, Ball, Barnard, Barnes, Davis, Dick, Eastman, Hall, Hammond, Harris, Hoskins, Maxon, McDonald, Merriam, Morgan, Pease, Peterson, Rankin, Rood, Samuelson, Semmann, Swain, Thorn, Watts, Weil and S. A. White—28.

By Mr. Coons:

M. C., No. 4. A.,

Memorial to Congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa.

To committee on State Affairs.

### REPORTS OF STANDING COMMITTEES.

The committee on the Judiciary to whom was referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations:

No. 178, A.,

A bill to fix the time for holding terms of the circuit court in the tenth judicial circuit.

No. 179, A.,

A bill to authorize the village of Alma to issue bonds for the construction of bridges across Beef Slough river, and on the adjoining bottoms, in the village of Alma and in the town of Nelson, and to provide for the payment of said bonds by taxes and the collection of tolls.

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto, in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State,

Without amendment, and with the recommendation that said bills be passed.

No. 2, A.,

A bill to amend chapter 44, general laws of 1870, entitled "An act to amend section 1 of chapter 113 of the general laws of 1867, entitled 'An act relating to tax deeds.'"

No. 174, A.,

A bill to prevent fraud,

With the recommendation that the said bills be indefinitely postponed.

No. 190, A.,

A bill to repeal chapter 109 general laws of 1868. entitled "an act to amend section 2, chapter 177 of the revised statutes, entitled 'of indictments and proceedings before trial.'"

Reported back with amendment, with the recommendation that said bill do pass when so amended.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto,

Reported back with amendments, with the recommendation that the amendments be adopted, and that 500 copies of the bill as amended be printed, and that it then be referred back to the committee on the Judiciary.

D. HALL,

*Chairman.*

The amendments to

No. 44, A.,

Were adopted, and

The recommendation of the committee was concurred in.

On motion of Mr. Allen,

The rules were suspended,

No. 179, A.,

Was read a third time and passed,

By the following vote:

Those voting in the affirmative were,

Messrs. Allen, Anderson, Atwater, Bacon, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Fay, Freeman, Fryer, Galagan, Hall, Hammond, Hinkley, Hixon, Holloway, Hoskins, Hove, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, Knoll, Lonergan, Manson, Marvin, McCormick, McDill, McIntosh, Merriam, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Oetling, Pengra, Peterson, O. S. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Semmann, Sherman, Torgerson, Trummer, Vaughn, Wagner, Weil, J. S. White, S. A. White, Mr. Speaker Smith—76.

None voting in the negative.

Those absent or not voting were,

Messrs. Arnold, Ayres, Barnes, Davis, Dick, Eastman, Field, Fitzgerald, Harris, Heimdal, King, Kunts, Maxon, McDonald, Orton, Pease, R. T. Powell, Rankin, Samuelson, Semple, Smith, Swain, Thorn and Watts.—23.

The committee on Agriculture to whom was referred

No. 165, A.,

A bill to incorporate the Fox Lake Agricultural Stock and Mechanical Association.

No. 195 A.,

A bill to amend section 8, chapter 188, of the general laws of 1870, entitled "an act for the destruction of Lynxes, Wolves, and Wild Cats,"

Have had the same under consideration and have instructed me to report said bills back, and to recommend their passage,

A. SHERMAN,

*Chairman.*

On motion of Mr. Rood,

The rules were suspended, and

No. 195, A.,

Was read a third time, and passed.

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The committee on Swamp and Overflowed Lands to whom was referred

No. 150 A.,

A bill to amend chapter 518 of the private and local laws of 1870, an act entitled "an act relating to ditching swamp and overflowed lands,"

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon,

Have had the same under consideration, and report them back with a recommendation that they do pass.

W. P. ROUNDS,

*Chairman.*

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 181, A.,

A bill to extend the time for the collection of taxes in the town Sharon, in Portage county, Wis.

No. 183, A.,

A bill for sale of lands in Douglas county for unpaid taxes of 1869.

No. 42, A.,

A bill to amend chapter 180 of the general laws of 1868, entitled, "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

Respectfully report that they have had the same under consideration, and report them back with the recommendation that they do pass.

JEHDEIAH BOWEN,

*Chairman.*

On motion of Mr. Vaughn,  
The rules were suspended and No. 183, A.,  
Was read a third time and passed.

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The committee on Railroads to whom was referred  
No. 196, A.,

A bill to ratify, confirm and carry into effect, the action of certain cities and towns in aid of the construction of the Madison and Portage railroad, and to authorize the making of agreements in relation thereto, the levy of taxes therefor, and restricting the amounts in which other towns may render like aid,

Respectfully report the same back to the Assembly and recommend its passage.

J. S. CURTIS,  
*Chairman.*

On motion of Mr. Dana,  
The rules were suspended, and  
No. 196, A.,  
Was read a third time and passed.

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Arnold, Bacon, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, Bremmer, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Fay, Field, Fryer, Galaghan, Hall, Heimdal, Hinkley, Hixon, Holloway, Heye, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Lonergan, Manson, Marvin, McCormick, McDill, McIntosh, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Etling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Semmann, Semple, Sherman, Swain, Torgerson, Trumer, Vaughn, Wagner, Weil, J. S. White, S. A. White and Mr. Speaker, Smith—78.

Mr. Hammond voted in the negative.

Those absent or not voting were

Messrs. Allen, Atwater, Ayres, Barnes, D. W. Briggs, Davis, Dick, Eastman, Fitzgerald, Freeman, Harris, Hoskins, Kuntz, Maxon, McDonald, Merriam, Rankin, Samuelson, Smith, Thorn and Watts—22.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir at law of John Eckles.

No. 124, A.,

A bill to amend section 21 of chapter 103, revised statutes, entitled "of the partition and distribution of estates."

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit.

A. ROOD,

*Chairman.*

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To committee on Town and County Organizations, to whom was referred

No. 163, A.,

A bill to amend chapter 85, general laws of 1870, entitled "an act to provide for the representation of cities and incorporated villages in county board of supervisors,"

Have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

No. 17, S.,

A bill to amend chapter 168, private and local laws of 1868, entitled "an act to amend chapter 606, private and local laws of 1867, entitled 'an act to divide the town of Armenia, in the county of Juneau,'"

Have had the same under consideration, respectfully report the same back to the House, and recommend that it be concurred in.

THOS. H. McDILL,

*Chairman.*

On motion of Mr. S. A. White,

No. 163, A.,

Was recommitted to committee on Judiciary.

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The committee on Enrolled Bills have examined

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money.

No. 61, A.,

A bill to authorize School District No. 2 of the borough of Fort Howard, to borrow a certain sum of money,

And find them correctly enrolled.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

The committee on Enrolled Bills presented to the Governor, for his signature, the following bills :

No. 23, A.

A bill to amend chapter 326 of the private and local laws of 1870, entitled "an act to incorporate the Superior and St. Croix Railroad Company."

No. 84, A.,

A bill to extend the time for the payment of taxes in the village of Wausau, in the county of Marathon.

No. 98, A.,

A bill to confer certain powers upon the building commissioners appointed under chapter 39 of the general laws of 1870, entitled an act to provide an additional institution for the insane.

No. 70, A.,

A bill to repeal chapter 361, of the private and local laws of 1863, entitled an act to authorize Eric Theodore Schyloth to maintain a ferry across Big Sturgeon Bay, in Door county, and to grant to Henry Schuyler the right to establish and maintain a ferry across Big Sturgeon Bay, in Door county.

No. 80, A.,

A bill to amend chapter 374 of the private and local laws of 1870, entitled an act to incorporate the Trempealeau County Farmers' Mutual Fire Insurance Company.

No. 107 A.,

A bill to repeal chapter 429 of the private and local laws of the year 1870, entitled an "act to amend the act to incorporate the city of Milwaukee and the acts amendatory thereof, approved March 16th. 1870, and to revive and re-enact all laws in relation to the collection of taxes, the receipts and disbursements of moneys by the treasurer of the city of Milwaukee and to legalize his proceedings since the 15th day of March, A. D. 1870.

No. 115, A.,

A bill to authorize the city of Appleton to fund its indebtedness, and to limit the amount of its bonded indebtedness.

No. 146, A.,

A bill to extend the time for the collection of taxes in the city of Watertown.

No. 148, A.,

A bill to legalize the official acts of Aaron J. Brown as treasurer of the town of Mackford, in Green Lake county.

No. 54, A.,

A bill to extend the time for the collection of taxes, and to change the time for selling lands for the non-payment of taxes in the county of Clark, for the year 1871.

No. 20, A.,

A bill to incorporate the National Iron Company of Depere,

No. 103, A.,

A bill to authorize joint school district No. 1, of the village of Sheboygan Falls, in the county of Sheboygan, to borrow money.

THOMAS SANDERSON,  
*Chairman.*

The committee on Enrolled Bills have examined

No. 59, A.,

A bill to authorize Joint School District No. 5, of the towns of Lima and Clifton, in the county of Grant, and the town of Miffin, in the county of Iowa, to borrow a certain sum of money.

No. 147, A.,

A bill to authorize school district No. 1 of the town of Onalaska, La Crosse county, to borrow a certain sum of money therein named.

No. 151 A.,

A bill to fix the time of holding court in the 11th judicial circuit, and to provide for the appointment of special terms of court, and to dispense with grand and petit jurors at certain terms.

No. 103 A.,

An act to authorize the village of Eau Claire City, Eau Claire county, to issue bonds to aid in the purchase of fire engine, hose, hooks and ladders and other fire apparatus, and for other purposes.

And find them correctly enrolled.

THOMAS SANDERSON,  
*Chairman.*

Said bills were signed by the Speaker.

### REPORTS OF SELECT COMMITTEES.

The special committees composed of the delegation from Fond du Lac, Green Lake and Waushara counties, to whom was referred,

No. 185, A.,

A bill to enable certain counties, towns, cities and incorporated villages to aid the construction of the Sheboygan and Fond du Lac Railroad,

Respectfully report the same back to the Assembly with four amendments, and recommend its passage when so amended.

JOSEPH WAGNER,  
*Chairman of Committee.*

On motion of Mr. Mihills,

The rules were suspended.

The amendments to No. 185, A.,

Were severally concurred in, and

Said bill was then read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Bailey, Ball, Bate, Blake, Bowen, Bremner, D.  
W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Dana,

Field, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hixon, Holloway, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Kneill, Lonergan, Manson, Marvin, McCormick, McDill, McIntosh, Merrill, Meyer, Mibills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Sanderson, Semman, Semple, Torgerson, Vaughn, Wagner, J. S. White and Mr. Speaker, Smith—63.

Those voting in the negative were

Messrs. Baker and Hammond—2.

Those absent or not voting were

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Barnard, Barney, Coons, Curtis, Davis, Dick, Eastman, Fay, Fitzgerald, Hall, Harris, Hoskins, Kuntz, Maxon, McDonald, Merriam, Peterson, Rankin, Rood, Rounds, Rusch, Samuelson, Sherman, Smith, Swain, Thorn, Trumer, Watts, Weil and S. A. White—35.

The select committee to whom was referred

No. 189, A.,

A bill for the preservation of fish in counties of Kenosha, Racine, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto,

Respectfully report the same back to the Assembly, and recommend its passage.

JOS. McCORMICK,

*Chairman.*

## EXECUTIVE MESSAGES.

### STATE OF WISCONSIN,

#### EXECUTIVE DEPARTMENT,

MADISON, Feb. 1, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions originating in the Assembly, have severally received the executive signature, and have been deposited in the office of the secretary of state:

No. 23, A.,

An act to amend chapter 326 of the private and local laws of 1870, entitled an act to incorporate the Superior & St. Croix railroad company.

No. 84, A.,

An act to extend the time for the payment of taxes in the village of Wausau, in the county of Marathon.



No. 98, A.,

An act to confer certain powers upon the building commissioners appointed under chapter 89 of the laws of 1870, entitled "an act to provide for an additional institution for the insane."

No. 70, A.,

An act to repeal chapter 361, private and local laws of 1863, entitled "an act to authorize Eric Theodore Schlotth to maintain a ferry across Big Sturgeon Bay, in Door county, and to grant to Henry Schuyler the right to establish and maintain a ferry across Big Sturgeon Bay, in Door county."

No. 80, A.,

An act to amend chapter 374 of the private and local laws of 1870, entitled "an act to incorporate the Trempealeau County Farmers' Mutual Fire Insurance Company."

No. 107, A.,

An act to repeal chapter 429, of the private and local laws of the year 1870, entitled "an act to amend the act to incorporate the city of Milwaukee, and the acts amendatory thereof, approved March 16, 1870, and to revive and re-enact all laws in relation to the collection of taxes, the receipts and disbursements of monies by the treasurer of the city of Milwaukee, and to legalize his proceedings since the 10th day of March, 1870."

No. 115, A.,

An act to authorize the city of Appleton to fund its corporate indebtedness, and to limit the amount of its bonded indebtedness.

No. 146, A.,

An act to extend the time for the collection of taxes in the city of Watertown.

No. 54, A.,

An act to extend the time for the collection of taxes, and to change the time for selling lands for the non-payment of taxes, in the county of Clark, for the year 1871.

No. 148, A.,

An act to legalize the official acts of Aaron J. Brown as treasurer of the town of Mackford, in Green Lake county,

LUCIUS FAIRCHILD.

### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 68, S.,

A bill to incorporate the Tailors' Association of Milwaukee, Wisconsin.

No. 71, S.,

A bill to incorporate the St John's German Catholic Aid Society.

No. 66, S.,

A bill to regulate the building of bridges across Manitowoc river, in the city of Manitowoc.

No. 77, S.,

A bill to authorize Julius Sizer and others to build and maintain a dam across Milwaukee river, in the county of Ozaukee.

No. 33, S.,

A bill to appropriate money for the expenses of the Hospital for the Insane at Madison, for the year 1871.

No. 84, S.,

A bill to authorize Union School District No. 1, of the town of Monroe, in the county of Green, to borrow a certain sum of money therein named.

No. 36, S.,

A bill to appropriate a sum of money for the expenses of the State Reform School, for the year 1871.

No. 34, S.,

A bill to appropriate a sum of money for the expenses of the Institution for the Education of the Blind, for the year 1871.

No. 8, S.,

A bill to incorporate the Wisconsin Conference Board of Trustees.

No. 18, S.,

A bill to incorporate the Princeton Stock Growers' Association.

No. 22 S.,

A bill to amend chapter 186 of the private and local laws of 1869, entitled "an act to amend chapter 398 of the private and local laws of 1868, entitled "an act to amend chapter 170, of the private and local laws of 1857," entitled "an act to incorporate the Yellow River Improvement Company."

And has concurred in

No. 207, A.,

A bill to enable the city of Racine to re-adjust its corporate debts.

No. 21 A.,

A bill to incorporate the Spring Grove Union Church Society.

No. 63 A.,

A bill to incorporate the Wisconsin Brown Stone Company.

No. 52 A.,

A bill to incorporate the puddlers and boilers' union of Bayview, Wisconsin.

No. 96, A.,

A bill to extend and continue the provisions and the rights and privileges of chapter 337, of the private and local laws of 1866, entitled an act to incorporate the Central Wisconsin Pelt Company, until the first day of January, 1875.

No. 95, A.,

A bill to authorize the school board of school district No. 1 in the town of Blooming Grove, in the county of Dane, to pay teacher.

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

No. 145, A.,

A bill to extend the time for the collection of taxes in the town and village of Neenah.

And has amended and concurred in as amended,

No. 72 A.,

A bill concerning the terms of circuit courts in the 12th judicial circuit.

No. 122, A.,

A bill to incorporate the Madison Woolen Mills.

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#### SENATE MESSAGE CONSIDERED.

The Senate amendments to

Nos. 72 and 122, A.,

Were severally concurred in.

No. 22, S.,

Was read a first and second times, and

On motion of Mr. Rood,

The rules were suspended, and

Said bill was read a third time and concurred in.

No. 84, S.,

Was read a first and second times, and

On motion of Mr. Pengra,

The rules were suspended, and

On motion of Mr. Field,

Said bill was referred to committee on State Affairs.

The following bills were severally read a first and second times and referred :

Nos. 8, 65 and 71, S.,

To committee on incorporations.

No. 18, S.,

To committee on Agriculture.

Nos. 33, 84 and 36, S.,

To the general file.

No. 66, S.,

To committee on Roads, Bridges and Ferries.

No. 77, S.,

To committee on Internal Improvements.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature,

No. 56, S.,

A bill to change the name of the Brewers' Protective Insurance Company of the West, to that of the Brewers' Fire Insurance Company of America.

No. 15, S.,

A bill to enable the board of supervisors of Iowa county to elect a superintendent of the poor.

Said bills were signed by the Speaker..

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On motion of Mr. Hall,

The assembly resolved itself into a

## COMMITTEE OF THE WHOLE.

On the special order,

No 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein,

And the general file of bills,

Mr. McIntosh in the chair.

After some time spent therein the Committee rose, and through their chairman reported back to the Assembly said bill

No. 209, A.,

With amendments.

On motion of Mr. Field,

The amendments reported by the Committee of the Whole to said bill were adopted, and

On motion of Mr. Field,

Said bill as amended was ordered to be printed, and

Recommitted to the committee on State Affairs.

---

On motion of Mr. Rood,

No. 19, S.,

A bill to repeal chapter 138, general laws of 1870, entitled "an act for the destruction of lynxes, wolves and wildcats,"

Was made the special order for Wednesday next at 11 o'clock A. M.

Leave of absence was granted  
To Messrs. Rood, Coons and Semmann, indefinitely.  
To Messrs. Vaughn and Knell, to Wednesday evening next.  
To Messrs. Harris, Morgan, Barnes and O. S. Powell, to Monday evening next.

---

On motion of Mr. Richter,  
The Assembly adjourned to 7 o'clock P. M.

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7 o'clock, P. M.

The Speaker called the Assembly to order.  
On motion of Mr. Curtis, the Assembly proceeded to consider

**BILLS REPORTED BY A COMMITTEE OF THE WHOLE  
OF THE 31st INST.**

No. 2, A.,

A bill to amend chapter 44, general laws of 1870, entitled "an act to amend section 1 of chapter 113 of the general laws of 1867, entitled an act in relation to tax deeds,"

Was indefinitely postponed.

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**BILLS REPORTED BY THE COMMITTEE OF THE  
WHOLE OF YESTERDAY CONSIDERED.**

The amendment to

No. 3, A.,

A bill to amend sections 6, 8 and 9, of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace,"

Was adopted, and

Said bill was ordered engrossed.

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools,

Was ordered engrossed.

No. 6, A.,

A bill to repeal chapter 130 of general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120 of revised statutes,

Was indefinitely postponed.

No. 8, A.,

A bill to incorporate the Trustees of the Milwaukee County Orphan's Board.

No. 28, A.,

A bill to authorize the city of Milwaukee to build a school house in the first ward of said city,

Were severally ordered engrossed.

No. 23, A.,

A bill to facilitate the settlement of the estates of deceased persons, and to amend sections 5 and 7 of chapter 101 of the revised statutes, of the payment of debts and legacies of deceased persons,

Was indefinitely postponed.

No. 34, A.,

A bill to repeal section 10 of chapter 407 of general laws of 1864, entitled an act to amend chapter 243 of general laws of 1863, entitled an act for the enrollment of persons liable to military duty, and the organization of the state militia,

Was ordered engrossed.

No. 37, A.,

A bill to amend sections 6 and 9 of chapter 120, revised statutes, entitled of courts held by justices of the peace,

Was indefinitely postponed.

No. 38, A.,

A bill to repeal section 2 of chapter 30, of the general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace,

No. 62, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 46, A.,

A bill relating to the commencement of civil actions before justices of the peace, and amendatory of section 2, chapter 120, of revised statutes, entitled of courts held by justices of the peace.

No. 89, A.,

A bill to amend section 10 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace,

Were severally indefinitely postponed.

No. 79, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate subject to taxation in the seventh ward of said city for the purposes therein mentioned,

Was ordered engrossed.

No. 90, A.,

A bill to amend section 20 of chapter 183 of the revised statutes, entitled "Fees of justices of the peace,"

Was indefinitely postponed.

No. 94 A.,

A bill in relation to the recovery of real property.

Was on motion of Mr J. S. White,

Re-committed to Judiciary committee.

No. 101 A.,

A bill to amend section 98 of chapter 15 and section 10, of chapter 117 of the revised statutes, entitled of jurisdiction of constables,

Was indefinitely postponed.

The amendments to

No. 108 A.,

A bill to amend section 20 of chapter 133 of revised statutes, entitled of costs and fees,

Were concurred in, and

Said bill was ordered engrossed.

No. 117, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled "an act to establish a township system of schools,"

Was indefinitely postponed.

The amendments to

No. 123, A.,

A bill to incorporate the Depere Iron Works,

Were concurred in, and

Said bill was ordered engrossed.

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc,"

Was, on motion of Mr. Hall,

Recommitted to committee on Incorporations, with instructions strike out all that part of said bill relating to homesteads or exemptions thereof.

No. 149 A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company,

No. 154, A.,

A bill to incorporate the Philatathean Society of Evansville Seminary,

No. 155, A.,

A bill to incorporate the Oconto Turn Verein.

No. 158 A.,

A bill to amend chapter 58 of private and local laws of 1869, entitled "an act to revise, consolidate and amend an act entitled an act to incorporate the city of La Crosse," approved March 14, 1866, and the several acts amendatory thereof, approved February 19, 1869.

No. 161, A.,

A bill to amend chapter 128 of the private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc,

Were severally ordered engrossed.

No. 164, A.,

A bill relating to courts held by justices of the peace, and amendatory of sections 6, 8 and 9 of chapter 120 of the revised statutes, entitled of courts held by justices of the peace,

Was indefinitely postponed.

Mr. Curtis moved that

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago, Fox and Wolf rivers, and their tributaries,

Be recommitted to the committee on State Affairs,

Which was lost, and

On motion of Mr. Judd,

Said bill was recommitted to a Select committee, Messrs. Judd, Dick, McIntosh, Curtis, Pease, Dana, More and Mifflin.

No. 6, S.,

A bill to abolish probate fees in the county of Winnebago,

Was ordered to a third reading, and

On motion of Mr. Hall,

The rules were suspended, and

Said bill was read a third time, and concurred in.

No. 40, S.,

A bill to provide for opening and constructing a state road from the village of Necedah to Remington's Mills,

Was ordered to a third reading,

No. 59, S.,

A bill to declare the true intent and meaning of section 1 of chapter 30 of general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120 of the revised statutes,

Was indefinitely postponed.

#### REPORTS OF STANDING COMMITTEES.

The committee on Banks and Banking, to whom was referred

No. 56, A.,

A bill to amend section 1 of chapter 110 of the general laws of 1868, entitled "an act requiring reports from unorganized banks and bankers,"

Respectfully report the same back to the House, with the recommendation that it do pass.

P. R. BRIGGS,

*Chairman.*

The committee on the Judiciary, to whom was referred the following bills, have had the same under consideration, and have instructed me to report the said bills back with the following recommendations:



No. 211, A.,

A bill to amend section 56, of chapter 7, of the revised statutes, entitled of elections,

No. 231, A.,

A bill to legalize the official acts of Richard Myer, a Notary Public residing at Lancaster, Grant county, Wisconsin,

With the recommendation that said bills be indefinitely postponed.

No. 262, A.,

A bill to authorize the judge of the 8th judicial circuit court for the State of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law,

Without amendment, and with the recommendation that said bill be passed.

No. 114 A.,

A bill to legalize and authorize the assessments of street improvements, and assessments in the city of Janesville,

With the unanimous opinion of the committee that if the legislature should enact the same into a law, such law would be valid; but as to passing this bill, they make no recommendation.

D. HALL,  
*Chairman.*

The committee on the Assessment and Collection of taxes, to whom were referred

No. 201, A.,

A bill to amend section 91. of chapter 18, of the revised statutes, entitled of the assessment and collection of taxes,

No. 198, A.,

A bill to provide for the application of the five per cent. collection fees on delinquent taxes in the county of Polk.

No. 126, A.,

A bill to amend chapter 538, of the general laws of 1865, entitled "an act to codify and consolidate all laws relative to the assessment of taxes, and amendatory of chapter 167, of the general laws of 1859, and of chapter 18, of the revised statutes, entitled, of the assessment and collection of taxes."

Respectfully report the same back to the House, and recommend that they be indefinitely postponed.

Also,

No. 203, A.,

A bill to extend the time for the collection of taxes in the city of Chippewa Falls and the town of La Fayette in the county of Chippewa,

And recommend that it do pass.

JEHDEIAH BOWEN,  
*Chairman.*

On motion of Mr. Bate,  
The rules were suspended, and  
No. 203, A.,  
Was read a third time and passed.

---

The committee on Enrolled Bills have examined,  
No. 157, A.,  
A bill to incorporate "Immanuel Church," in the city of Racine.  
No. 10, A.,  
A bill to amend chapter 470 of the private and local laws of 1870,  
entitled "an act to incorporate the First Sauk County Farmers' As-  
sociation for the fabrication of sugar from sugar beets,  
And find them correctly enrolled.

THOMAS SANDERSON,  
*Chairman.*

Said bills were signed by the Speaker.

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The committee on Railroads to whom were referred  
No. 133, A.,  
A bill to incorporate the Green Bay and Superior Railway Com-  
pany.  
And  
No. 157, A.,

A bill to authorize the Sheboygan & Fond du Lac railroad com-  
pany to extend its line of road to the Mississippi, to increase its  
capital stock, and change its corporate name,

Have had the same under consideration and respectfully report the  
same back to the House with amendments and their passage recom-  
mended when amended.

J. S. CURTIS,  
*Chairman.*

---

#### ASSEMBLY BILLS READY FOR THIRD THIRD READING.

No. 74, A.,  
A bill to authorize the appointment of phonographic reporters  
for the circuit courts for the counties of Rock, Green and Jefferson,  
in the twelfth judicial circuit,  
Was read a third time and passed:

## RESOLUTIONS INTRODUCED.

By Mr. Freeman :

Res. No. 22, A.,

*Resolved*, That the committee on Lumber and Manufactures be authorized and empowered in the investigation of any bill referred to said committee, to take the evidence of witnesses, under oath, if in their opinion the importance of such investigation demands the same, and that any member of said committee have power to administer the oath to such witnesses.

*Resolved further*, That the evidence so taken be printed, and a copy thereof furnished to each member of this house.

Said resolution, being privileged,  
Was adopted.

---

On motion of Mr. Field,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE

Mr. Curtis in the chair.

After some time spent therein the committee rose, and through their chairman, reported as follows :

## MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have gone through with the same, and report back sundry bills, some with and some without amendments as follows :

No. 42, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled an act to provide for assessment of property for taxation, and the levy of taxes thereon.

No. 150, A.,

A bill to amend chapter 518 of the private and local laws of 1870, entitled an act relating to ditching swamp and marsh lands.

No. 165, A.,

A bill to incorporate the Fox Lake Agricultural, Stock and Mechanical Association.

No. 174, A.,

A bill to prevent fraud.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 178, A.,

A bill fixing the time for holding terms of the circuit court in the tenth judicial circuit.

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State.

No. 181, A.,

A bill to extend the time for the collection of taxes in the town of Sharon, in Portage county, Wisconsin,

Without amendment.

No. 190, A.,

A bill to repeal chapter 109, of the general laws of 1868, entitled 'an act to amend section 2, of chapter 177, of the revised statutes, entitled of indictments and proceedings before trial,

With amendment.

No. 17, S.,

A bill to amend chapter 168, private and local laws of 1868, entitled "an act to amend chapter 606, private and local laws of 1867, entitled 'an act to divide the town of Armenia, in the county of Juneau.'"

No. 189, A.,

A bill for the preservation of fish in the counties of Kenosha, Racine, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto.

No. 33, S.,

A bill to appropriate money for the expenses of the Hospital for the Insane, at Madison, for the year 1871.

No. 34, S.,

A bill to appropriate money for the expenses of the institution for the Education of the Blind, for the year 1871.

No. 36, S.,

A bill to appropriate a sum of money for the expenses of the State Reform School for the year 1871,

Without amendment.

## REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

No. 176, A.,

Was on motion of Mr. Rood,

Re-committed to the Judiciary Committee.

No. 189, A.,

Was on motion of Mr. Blake,

Postponed to the 9th inst.

Nos. 42, 150, 165, 178, 180 and 181, A.,

Were severally ordered engrossed.

No. 174, A.,

Was indefinitely postponed.

The amendments to

No. 190, A.,  
Were adopted, and said bill was  
Ordered engrossed.  
Nos. 17. 34 and 36, S.,  
Were severally ordered to a third reading.

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Leave of absence was granted to  
Mr. R. D. Powell to Tuesday evening next.

---

On motion of Mr. Barnard,  
The Assembly adjourned.

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FRIDAY, FEBRUARY 3, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Mather.

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Mr. Ayres moved that when the Assembly adjourn it be to Monday evening next.  
Which was lost.

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RESOLUTIONS CONSIDERED.

Res. No. 21, A.,  
Granting the use of the Assembly Chamber to Hon. G. B. Stebbins on Monday evening February 23d,  
Introduced by Mr. S. A. White on yesterday,  
Was lost.

By Mr. Hall :

No. 269 A.,

A bill relating to, and amendatory of, section 6 of chapter 160 of the general laws of 1869, entitled "an act to prescribe and limit the rate of interest."

To committee on Judiciary.

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### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills respectfully report that they have compared the following bills and find them correctly engrossed :

No. 118 A.,

A bill to consolidate and amend the laws relating to trespassing on State lands

No. 121, A.,

A bill for an act to amend chapter 93 of the private and local laws of 1867, entitled an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction.

A. ROOD,

*Chairman.*

The above reported bills were severally read a third time and passed.

---

The joint committee on claims have under consideration the following bill

No. 237, A.,

A bill to appropriate to O. B. Lapham the sum therein named,

And have instructed me to report the same back with the recommendation that it be indefinitely postponed.

A. NICHOLS,

*Chairman.*

On motion of Mr. Rood,

No. 237, A.,

Was recommitted to committee on claims.

---

The committee on Education, to whom were referred

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary,

Have had the same under consideration, and recommend its passage.

Also,

No. 127, A.,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city,

Report the same back with an amendment, and recommend its passage when amended.

C. C. KUNTZ,  
*Chairman.*

---

The committee on enrolled bills have presented to the Governor for his signature the following bills:

No. 151 A.,

A bill to fix the time for holding court in the 11th judicial circuit and to provide for the appointment of special terms of court, and to dispense with grand and petit jurors at certain terms.

No. 147, A.,

A bill to authorize school district No. 1, of the town of Onalaska, in La Crosse county, to borrow a certain sum of money therein named.

No. 59 A.,

A bill to authorize joint school district No. 5, towns of Lima and Clifton, county of Grant, and town of Mifflin, county of Iowa, to borrow a certain sum of money.

No. 153, A.,

A bill to authorize the village of Eau Claire City, in Eau Claire county, to issue bonds in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money.

No. 61, A.,

A bill to authorize school district No. 2 of the borough of Fort Howard to borrow a certain sum of money.

THOMAS SANDERSON,  
*Chairman.*

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The committee on the Judiciary to whom was referred,

Jt. Res. No. 13, A.,

Joint resolution proposing to amend sections 4, 5 and 11, of article 4, of the Constitution of this State,

Have had the same under consideration, and have instructed me to report the same back, with the recommendation that it be indefinitely postponed.

D. HALL,  
*Chairman.*

The committee on Incorporations, to whom were referred

No. 129, A.,

A bill to incorporate the Springfield Mite Association.

No. 192, A.,

A bill to incorporate the Madison Yacht Club.

No. 197, A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

No. 210, A.,

A bill to incorporate the Board of Education of the Welsh Calvinistic Methodists of Wisconsin.

No. 221, A.,

A bill to incorporate the Slovanska Association.

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association.

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company in the village and county of Kewaunee, Wisconsin.

No. 227, A.,

A bill to incorporate the Waterloo Library and Dramatic Association.

Respectfully report the same back without amendment, and recommend that they do pass.

And report back

No. 50, A.,

A bill to amend chapter 420, of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company,

With an amendment, and when so amended, they recommend that it do pass.

J. A. BAKER,

*Chairman.*

The Committee on Enrolled Bills have examined

No. 95, A.,

A bill to authorize the school board of school district No. 1, in the town of Blooming Grove, in the county of Dane, to pay teacher.

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

No. 96, A.,

A bill to extend and continue the provisions and the rights and privileges of chapter 337 of the private and local laws of 1866, entitled an act to incorporate the Central Wisconsin Peat Company, until the first day of January, 1875.



No. 72, A.,

A bill concerning the terms of court, of the twelfth judicial circuit.

No. 145 A.,

A bill to extend the time for the collection of taxes in the town and village of Neenah.

And find them correctly enrolled.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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### REPORTS OF SELECT COMMITTEES.

The Ozaukee county delegation, to whom were referred,

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, in this State, to issue bonds to the amount of \$5,000, to borrow money for the purpose of building a bridge across Milwaukee river, in said town,

Have had this bill under consideration, and report the same back with the recommendation of its passage.

CHAS. G. MEYER,

*Chairman.*

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### SENATE BILLS ON THEIR THIRD READING.

No. 17, S.,

A bill to amend chapter 168, private and local laws of 1868, entitled "an act to amend chapter 606, private and local laws of 1867," entitled "an act to divide the town of Armenia, in the county of Juneau.

No. 46, S.,

A bill to provide for opening up and constructing a state road from the village of Necedah to Remington's Mill.

Were severally read a third time and concurred in

No. 84, S.,

A bill to appropriate money for the expenses of the Institution for the Education of the Blind, for the year 1871.

No. 86, S.,

A bill to appropriate a sum of money for the expenses of the State Reform School for the year 1871.

Were severally read a third time and concurred in,

By the following vote:

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Ball, Barnard, Bate, Blake, Bowen, D. W. Briggs, P. R.

Briggs, Chambers, Chase, Cheney, Curtis, Dana, Fay, Field, Freeman, Fryer, Galagan, Hall, Hammond, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, King, Lantz, Lonergan, Marvin, McCormick, McDill, McIntosh, Merriam, Merrill, Meyer, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, Rhodes, Richards, Richter, Rood, Rusch, Sanderson, Sherman, Torgerson, Trumer, Wagner, J. S. White, S. A. White and Mr Speaker Smith—/1.

None voting in the negative.

Those absent or not voting were

Messrs. Baker, Barnes, Bremner, Coons, Cousins, Davis, Dick, Eastman, Fitzgerald, Harris, Jeffers, Knoll, Manson, Maxon, McDonald, Mihills, O. S. Powell, R. T. Powell, Rankin, Rounds, Samuelson, Senmann, Somple, Smith, Swain, Thorn, Vaughn, Watts, and Weil—29.

### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 116, A.,

A bill to change the name of James Dwyer to James William Eckles, and make him the heir-at-law of John Eckles,

No. 124, A.,

A bill to amend section 21 of chapter 103 of the revised statutes entitled of the partition and distribution of estates,

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey,

Were severally read a third time and passed.

### BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

No. 33, S.,

A bill to appropriate money for the expenses of the Hospital for the Insane at Madison, for the year 1871,

Was ordered to a third reading.

No. 170, A.,

A bill to alter the boundaries of certain school districts,

Was on motion of Mr Hammond,

Recommitted to committee on Education.

## MISCELLANEOUS PROCEEDINGS.

Mr. Freeman moved that the vote by which

Res. No. 22, A.

Authorizing members of the committee on Lumber and Manufactures to administer oaths and procure the printing of evidence if deemed important or necessary,

Was adopted by re-considered, which motion prevailed.

Mr. Freeman then offered the following amendment :

Amend by adding :

*“ Provided, however, that the state shall not be liable for any costs or witness fees or other expenses for the taking of testimony before said committee.”*

Which amendment was adopted, and

Said resolution as amended was adopted.

On motion of Mr. Montgomery, the vote by which

No. 38, A.,

A bill to repeal section 2 of chapter 30, of the general laws of 1870, entitled “ an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 20, of the revised statutes, entitled ‘ of courts held by justices of the peace,’ ”

Was re-considered, and said bill was ordered engrossed.

On motion of Mr. J. S. White,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills,

Mr. Pease in the chair.

After some time spent therein, the committee rose, and through its chairman, reported as follows :

MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have made progress therein, and report as follows :

No. 56, A..

A bill to amend section 1 of chapter 110 of the general laws of 1868, entitled “ an act requiring reports from unorganized banks and bankers,”

No. 114, A..

A bill to legalize and authorize the assessment of street improvements and assessments in the city of Janesville.

No. 126, A.,

A bill to amend chapter 538 of the general laws of 1865, entitled an act to codify and consolidate all laws relative to the assessment of taxes, and amendatory of chapter 167 of the general laws of 1859, and of chapter 18 of the revised statutes, entitled of the assessment and collection of taxes,"

Without amendment.

No. 133, A.,

A bill to incorporate the Green Bay and Superior railway company.

No. 187, A.,

A bill to authorize the Sheboygan and Fond du Lac railroad company to extend its line of road to the Mississippi river, to increase its capital stock, and change its corporate name,

With amendment.

No. 201, A.,

A bill to amend section 91 of chapter 18 of the revised statutes, entitled of the assessment and collection of taxes,

No. 192, A.,

A bill to incorporate the Madison Yacht Club,

No. 129, A.,

A bill to incorporate the Springfield Mite Association,

No. 202, A.,

A bill to authorize the judge of the 8th judicial circuit court for the State of Wisconsin to appoint a court commissioner in the county of Chippewa in addition to those now authorized by law,

No. 211, A.,

A bill to amend section 56 of chapter 7 of the revised statutes, entitled "of elections,"

No. 231, A.,

A bill to legalize the official acts of Richard Moyer, a notary public, residing in Lancaster, Grant county.

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, in this state to issue bonds to borrow money to the amount of \$5,000 for the purpose of building a bridge across Milwaukee river in said town,

No. 197 A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin,

No. 210, A.,

A bill to incorporate the board of education of the Welsh Calvinistic Methodists of Wisconsin,

No. 221, A.,

A bill to incorporate the Slovanska Association,

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association,

Without amendment.

No. 50, A.,

A bill to amend chapter 420 of the private and local laws of 1866 entitled, an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company,

No. 127, A.,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city,

With amendment.

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary,

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company, in the village and county of Kewaunee,

No. 227, A.,

A bill to incorporate the Waterloo Library Association,

Without amendment,

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

On motion of Mr. Chase,

No. 211, A.,

Was re-committed to the Judiciary Committee.

No. 231, A.,

Was indefinitely postponed.

On motion of Mr. Field,

No. 50, A.,

Was re-committed to the committee on Incorporations.

Nos. 56, 114, 129, 160, 192, 197, 202, 227, 210, 218, 221, 222, and 223, A.,

Were severally ordered engrossed.

The amendments to

Nos. 127, 133 and 187, A.,

Were severally adopted, and

Said bills were severally ordered engrossed.

No. 201, A.,

Was indefinitely postponed.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Enrol'd Bills presented the following bills, for approval by the Governor, on the 3d day of February :

No. 10, A.,

A bill to amend chapter 470 of the private and local laws of 1870, entitled an act to incorporate the First Sauk County Farmers' Association for the fabrication of sugar from sugar beets.

No. 145, A.,

A bill to extend the time for the collection of taxes in the town and village of Neenah.

No. 7, A.,

A bill to provide for the payment of drainage money to the county of Marathon.

No. 96, A.,

A bill to extend and continue the provisions and the rights and privileges of chapter 33, of the private and local laws of 1866, entitled an act to incorporate the Central Wisconsin Peat Company, until the first day of January, 1875.

No. 95, A.,

A bill to authorize the school board of school district No. one, in the town of Blooming Grove, in the county of Dane, to pay a teacher.

No. 157, A.,

A bill to incorporate the Immanuel Church in the city of Racine,

No. 72 A.,

A bill concerning the terms of circuit courts in the 12th judicial circuit.

THOS. SANDERSON,

*Chairman.*

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 90, S.,

A bill to authorize school district No. 5, in the town of Belmont, county of La Fayette, to borrow a sum of money,

And

No. 89 S.,

A bill to authorize school district No. 6, in the town of Shullsburgh, county of La Fayette, to borrow a sum of money,

And has concurred in with the Assembly in

No. 212 A.,

A bill to amend chapter 403, private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company,

And

No. 60, A.,

A bill to amend section 3 of chapter 89 of the general laws of 1863, entitled "an act for the protection of boarding house keepers and of livery stable keepers."

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit.

Leave of absence was granted  
To Messrs. Manson, McDill and Moulton indefinitely.  
To Mr. Blake to Thursday evening.  
To Mr. More to Wednesday evening.  
To Messrs. Oetting, Hall, Weil and McIntosh, to Tuesday evening.  
To Messrs. Mihills, Richter, Ayres, Kuntz, Hixon, Pease, Hammond and Rounds to Monday evening.

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Mr. J. S. White moved that the Assembly do now adjourn.  
Which motion was lost.  
Mr. Pease moved that the Assembly adjourn to 7 o'clock P. M. Monday.

Which motion was lost,  
By the following vote:  
Those voting in the affirmative were  
Messrs. Anderson, Atwater, Barnard, Bremner, Cheney, Hammond, Hinkley, Hixon, Heye, C. M. Hoyt, J. W. Hoyt, Jeffers, Merrill, Orton, Pease and Rusch—16.

Those voting in the negative were  
Messrs. Allen, Arnold, Bacon, Bailey, Baker, Ball, Bate, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Dana, Field, Fryer, Galaghan, Hall, Heimdal, Holloway, Humphrey, Judd, Keenan, King, Lonergan, McCormick, Meyer, Montgomery, Nichols, Pengra, Peterson, Richards, Sanderson, Sherman, Swain, Terger-son, Trumer, Wagner, J. S. White, S. A. White and Mr. Speaker, Smith—40.

Those absent or not voting were  
Messrs. Ayres, Barnes, Blake, Coons, Cousins, Curtis, Davis, Dick, Eastman, Fay, Fitzgerald, Freeman, Harris, Hoskins, Knoll, Kuntz, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Mihills, Morgan, More, Moulton, Ockler, Oetting, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richter, Rodd, Rounds, Samuelson, Semmann, Semple, Smith, Thorn, Vaughn, Watts and Weil—44.

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On motion of Mr. Hall  
The Assembly adjourned.

SATURDAY, FEBRUARY 4, 1871.  
10 o'clock, A. M.

The Assembly met.  
The Speaker in the chair.

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Mr. Field moved that when the Assembly adjourn it be to Monday evening next, at 7 o'clock,  
Which motion prevailed.

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#### BILLS INTRODUCED.

Read first and second times and referred :

By Mr. Cousins :

No. 271, A.,

A bill to amend section 218 of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

To committee on Judiciary.

By Mr. Cousins :

No. 272, A.,

A bill concerning testimony.

To committee on Judiciary.

By Mr. Nichols :

No. 273, A.,

A bill to further provide for and regulate the sale of intoxicating drinks in this state.

To the committee on Judiciary.



By Mr. Allen :

No. 274, A.,

A bill to incorporate the Eau Claire, Alma and Winona Railroad Company.

To committee on Railroads.

By Mr. Keenan :

No. 275, A.,

A bill to amend section 9, of chapter 270, of the private and local laws of 1870, entitled an act to incorporate the Spencerian Business College.

To committee on Incorporations.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 70, S.,

A bill so appropriate to H. N. Solberg the sum of money therein named.

No. 32, S.,

A bill to provide for an appropriation for the support of soldiers' orphans' home for the year 1871.

No. 81, S.,

A bill relating to the manner of commencing civil actions, and to repeal chapter 68 of the general laws of 1869, entitled "an act relating to the manner of commencing civil actions, and amendatory of section 9 of chapter 124 of the revised statutes.

No. 45 S.

A bill to authorize the appointment of a phonographic reporter for the 7th judicial circuit.

No. 11, S.,

A bill to authorize the appointment of phonographic reporters for the circuit court of the several counties in the 6th judicial circuit.

No. 82, S.,

A bill to legalize the acts of Bartholomew Ringle, county judge of Marathon county.

And has concurred with the Assembly in

No. 179, A.,

A bill to authorize the village of Alma to issue bonds for the construction of bridges across Beef river, and on the adjoining bottoms in the village of Alma, and in the town of Nelson, and to provide for the payment of said bonds by taxes and the collection of tolls.

No. 253, A.,

A bill to empower the town of Metomen, in the county of Fond du Lac, to levy a tax to purchase Ridgely Hall.

No. 25, A.,

A bill to confer certain powers upon the committee of investigation of certain officers of the county of Manitowoc.

No. 78, A.,

A bill to amend chapter 207 of the private and local laws of 1868, entitled an act to incorporate the Fort Howard and Duck Creek plank road and turnpike company.

And has amended and concurred in as amended,

No. 99, A.,

A bill to amend chapter 466 of the private and local laws of 1868, entitled "an act to incorporate the Wisconsin railroad farm mortgage land company," and to legalize certain acts of the commissioners of said company.

And has indefinitely postponed.

Jt. Res. No. 6, A.,

Providing copies of the governor's message in various languages for the use of the legislature.

And has concurred in.

No. 100, A.,

A bill to change the name of the Portage, Winnebago and Superior railroad company.

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### SENATE MESSAGE CONSIDERED.

The following Senate bills were severally read a first and second times and referred:

Nos. 11, 45, 81 and 82, S.,

To the Judiciary committee.

Nos. 82 and 70, S.,

To the general file.

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### SENATE MESSAGE OF YESTERDAY CONSIDERED.

The following bills were severally read a first and second times and referred:

No. 89, S.,

A bill to authorize school district No. 6, in the town of Shullsburg, county of La Fayette, to borrow a sum of money.

To committee on State Affairs.

No. 90, S.,

A bill to authorize school district No. 5, in the town of Belmont, county of La Fayette, to borrow a sum of money.

To committee on State Affairs.

## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills to whom was referred

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit,

Report the same as correctly enrolled.

THOMAS SANDERSON,

*Chairman.*

Said bill was signed by the Speaker.

The committee on State affairs, to which was referred the following memorials and bills, have had the same under consideration, and respectfully report as follows:

Mem. No. 17, A.,

Memorial of W. W. Tredway for his services as State agent for Wisconsin war claims,

Report the same back with bill, and recommend its passage.

M. C. No. 4, A.,

Memorial to Congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa,

Report the same back without amendment, and recommend its passage.

No. 234 A.,

A bill to protect hotel keepers against fraud,

No. 219, A.,

A bill to amend chapter 105 of the general laws 1870, entitled an act for the preservation of game in the counties therein mentioned,

No. 175, A.,

A bill to create the office of assistant superintendent of public property,

Report the same back with amendments and recommend their passage when so amended.

No. 242, A.,

A bill for the preservation of fish in Lake Poygan, in the counties of Waushara and Winnebago,

No. 21, S.,

A bill to amend section 1 of chapter 73 of the general laws of 1859, entitled "an act to change the name of the House of Refuge to that of the State Reform School,"

Report the same back without amendment and recommend their passage.

W. W. FIELD,

*Chairman.*

The bill reported on Mem. No. 17, A., became

No. 270, A.,

Was read the first and second times, and

Referred to the committee on Claims.

The committee on Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations:

No. 252, A.,

A bill relating to actions in courts of record,

With the recommendation that said bill be indefinitely postponed.

No. 53, A.,

A bill authorizing county boards of supervisors to appoint land inspectors and to define their duties and the duties of the clerks of the boards of supervisors and assessors,

With amendment, with the recommendation that said bill do pass when so amended.

No. 245, A.,

A bill to amend chapter 117, of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction.

Also the following memorial:

Mem. No. 46, A.,

Petition of H. L. Humphrey and others of St. Croix county, praying that the several acts conferring civil jurisdiction on the county court of St. Croix county, be repealed, and that the county judge of said county be made a salaried office,

With the recommendation that said bill and memorial be referred to the St. Croix County Delegation.

D. HALL,  
*Chairman.*

Bill No. 245, A.,

And

Mem. No. 46, A.,

Were so referred.

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The committee on Incorporations, to whom was referred

No. 8, S.,

A bill to incorporate the Wisconsin conference board of trustees.

No. 6, S.,

A bill to incorporate the Tailors' Association, of Milwaukee, Wisconsin.

No. 71, S.,

A bill to incorporate the St. John's German Roman Catholic Aid Society.

No. 216 A.,

A bill to incorporate the Monson Creek Lumber Company.

No. 230, A.,

A bill to incorporate the village of Markesan, and to repeal chapter 222, of the private and local laws of 1868, entitled "an act to incorporate the village of Markesan, and acts amendatory thereof."

Respectfully report the same back without amendment, and recommend that they do pass.

J. A. BAKER,  
*Chairman.*

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The committee on Enrolled Bills have presented to his excellency, the Governor

No. 74, A.,

A bill to authorize the appointment of phonographic reporters for the circuit courts for the counties of Rock, Green and Jefferson, in the twelfth judicial circuit.

THOMAS SANDERSON,  
*Chairman.*

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The committee on Enrolled Bills have examined

No. 100, A.,

A bill to change the name of the Portage, Winnebago & Superior Railroad Company,

And report the same correctly enrolled.

THOMAS SANDERSON,  
*Chairman.*

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Said bill was signed by the Speaker.

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The committee on enrolled bills has presented to his excellency, the Governor, for his approval,

No. 100, A.,

A bill to change the name of the Portage, Winnebago and Superior Railroad Company.

THOS. SANDERSON,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The special committee, to whom was referred

No. 39, A.,

A bill to amend section 27, of chapter 15, of the revised statutes, entitled of towns and town officers, powers and duties thereof,

Have had the same under consideration, and respectfully report it back by substitute, with the recommendation that said substitute be adopted and passed.

S. A. WHITE,  
*Chairman.*

On motion of Mr. Merrill,  
The Assembly resolved itself into a

COMMITTEE OF THE WHOLE,

On the general file of bills,  
Mr. Merrill in the chair.

After some time spent therein, the committee rose, and through its chairman, reported as follows :

MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have made progress therein, and report back sundry bills, as follows :

No. 68, S.,

A bill to incorporate the Tailors' Association, of Milwaukee, Wisconsin.

No. 21, S.,

A bill to amend section 1 of chapter 73 of the general laws of 1859, entitled "an act to change the name of the House of Refuge to that of the State Reform School."

No. 242, A.,

A bill for the preservation of fish in Lake Poygan, in the counties of Waushara and Winnebago,

Without amendment.

No. 234, A.,

A bill to protect hotel keepers against fraud,

With amendment.

No. 193, A.,

A bill to provide for the application of the 5 per cent. collection fees on delinquent taxes, in the county of Polk.

No. 217 A.,

A bill to authorize the County Board of Supervisors of Fond du Lac county to issue bonds for the erection of a court house.

No. 250, A.,

A bill to allow defences to patent right notes or obligations after transfer,

Without amendment.

No. 53, A.,

A bill to authorize county boards of supervisors to appoint land inspectors, and to define their duties and the duties of the clerks of boards of supervisors and assessors,

With amendment.

No. 252 A.,

A bill in relation to actions in courts of record.

No. 70, S.,

A bill to appropriate to H. N. Solberg the sum of money therein named,

Without amendment.

No. 219, A.,

A bill to amend chapter 105 of the general laws of 1870, entitled an act for the preservation of game in the counties therein mentioned.

No. 175, A.,

A bill to create the office of Assistant Superintendent of Public Property,

With amendment.

M. C., No. 4, A.,

Memorial to Congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa.

No. 82, S.,

A bill to provide for an appropriation for the support of Soldiers' Orphan's Home for the year 1871.

No. 71, S.,

A bill to incorporate the St John's German Catholic Aid Society.

No. 8, S.,

A bill to incorporate the Wisconsin Conference Board of Trustees.

No. 216, A.,

A bill to incorporate the Monson Creek Lumber Company.

No. 230, A.,

A bill to incorporate the village of Markesan, and to repeal chapter 222 of the private and local laws of 1868, entitled an act to incorporate the village of Markesan, and acts amendatory thereof,

Without amendment.

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## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 53, A.,

Was, on motion of Mr. Hall,

Referred to Select committee, consisting of the members elect of the counties of Clark, Jackson, Eau Claire, Juneau, Adams, Wood, Marathon, Portage, Dunn, Barron, Polk, Burnett, Douglass, Bayfield and Ashland.

No. 175, A.,

Was recommitted to Committee on claims.

No. 250, A.,

Was, on motion of Mr. Arnold,

Referred to Select Committee of Three, Messrs. Arnold, Briggs and Merrill.

Nos. 195 and 252, A.,

Were severally indefinitely postponed.

Nos. 216, 217, 230, 212, A, and M. C. No. 4, A.,

Were severally ordered engrossed.

The amendments reported to

Nos. 219 and 234, A.,  
Were severally concurred in, and  
Said bills were severally ordered engrossed.  
Nos. 8, 21, 32, 68, 70 and 71, S.,  
Were severally ordered to a third reading. }  

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### MISCELLANEOUS PROCEEDINGS.

The substitute reported by the select committee to  
No. 39 A.,  
A bill to amend section 27 of chapter 15, of the revised statutes,  
entitled "of towns and town officers, powers and duties thereof,"  
Was adopted, and said bill  
Was ordered engrossed.

On motion of Mr. Arnold,  
No. 24, A.,  
A bill to regulate the sale of patent rights in the state of Wisconsin, and prevent frauds connected therewith,  
Was recalled from the Judiciary committee and recommitteed to a  
Select committee of three, Messrs. Arnold, Briggs and Merrill.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred  
No. 24, A.,  
A bill to regulate the sale of patent rights in the State of Wisconsin, and to prevent frauds connected therewith,  
Returns the same per order of the Assembly.

D. HALL,  
*Chairman.*

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Leave of absence was granted to  
Mr. Allen, indefinitely.

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On motion of Mr. Cheney,  
The Assembly adjourned.



MONDAY, FEBRUARY 6, 1871—7 P. M.

The Assembly met.

The Speaker in the chair.

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**BILLS INTRODUCED.**

Read first and second times and referred.

By Mr. Richter :

No. 276, A.,

A bill providing for the levying of a special tax in the second ward of the city of Milwaukee.

To Milwaukee city delegation.

By Mr. Arnold :

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

To committee on Incorporations.

By Mr. Nichols :

No. 278 A.,

A bill to extend the time for the selling of land in the county of Kenosha for the nonpayment of taxes.

To committee on Assessment and Collection of Taxes.

By Mr. Cousins :

No. 279, A.,

A bill to repeal section 8, of chapter 123, of the revised statutes, entitled of the place of trial of civil actions, also to repeal section 2, of chapter 178, of the revised statutes, entitled of the change of venue in criminal cases.

To committee on Judiciary.

By Mr. Hoyer :

No. 280, A.,

A bill to repeal chapter 184 of the general laws of 1869, entitled " an act relating to the collection of demands against ships, boats and vessels, and to revive and restore chapter 150 of the revised statutes, relating to the same subject, and to amend section 18 of said chapter ; also, to revive and restore chapter 99 of the general laws of 1858, relating to the same subject.

To committee on Judiciary.

By Mr. Fay :

No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

To committee on Internal Improvements.

By Mr. Baker :

No. 282, A.,

A bill to consolidate all acts now in force for the government and management of the State Prison, and to amend the same.

To committee on State Prison.

By Mr. Bate :

No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn county.

To committee on Judiciary.

By Mr. McCormick :

No. 284, A.,

A bill for the better protection of county lands.

To committee on Judiciary.

By Mr. McCormick :

No. 285, A.,

A bill to authorize John Eliason to build and maintain a dock and pier in Green Bay.

On motion of Mr. McCormick,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. McCormick :

No. 286, A.,

A bill to regulate the letting of contracts by boards of county supervisors.

To committee on Judiciary.

By Mr. McCormick :

No. 287, A.,

A bill to authorize the clerk of the board supervisors of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county.

To committee on Judiciary.

By Mr. Orton :

No. 288, A.,

A bill to provide for the issuing of marriage licenses by the clerks of the circuit courts, and to repeal sections 6, 7 and 9 of chapter 109 of the revised statutes, entitled of marriage.

To committee on Judiciary.

By Mr. Bacon :

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir at law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.

To committee on Judiciary.

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### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined

No. 179, A.,

A bill to authorize the village of Alma to issue bonds for the construction of bridges across Beef river and on the adjoining bottoms in the village of Alma, and in the town of Nelson, and to provide for the payment of said bonds by taxes, and the collection of tolls,

Report the same correctly enrolled.

THOMAS SANDERSON,

*Chairman.*

Said bill was signed by the Speaker.

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The committee on Enrolled Bills have presented to his excellency, the governor, for his approval,

No. 179, A.,

A bill to authorize the village of Alma to issue bonds for the construction of bridges across Beef river, and on the adjoining bottoms in the village of Alma, and in the town of Nelson, and to provide for the payment of said bonds by taxes and the collection of tolls.

THOS. SANDERSON,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed :

No. 190, A.,

A bill to repeal chapter 109, of the general laws of 1868, entitled an act to amend section 2, of chapter 177, of the revised statutes, entitled of indictments and proceedings before trial.

No. 154, A.,

A bill to incorporate the Philalathean Society of Evansville Seminary.

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools.

No. 79, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate subject to taxation in the 7th ward of said city, for the purposes therein mentioned.

No. 181, A.,

A bill to extend the time for the collection of taxes in the town Sharon, in Portage county, Wis.

No. 150 A.,

A bill to amend chapter 518 of the private and local laws of 1870, an act entitled "an act relating to ditching swamp and marsh lands."

No. 28, A.,

A bill to authorize the city of Milwaukee to build a school house in the first ward of said city.

No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad Company.

A. ROOD,

*Chairman.*

All the above reported bills were severally read a third time and passed,

Nos 2, 8 and 79, A.,

By the following vote:

Those who voted in the affirmative were

Messrs. Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Bate, Bowen, Bremner, D. W. Briggs, P. B. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Dick, Eastman, Fay, Field, Freeman, Fryer, Hammond, Heimdahl, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Lonergan, McCormick, Merriam, Merrill, Meyer, Montgomery, Moulton, Nichols, Ockler, Orton, Pease, Peterson, Rhodes, Richards, Richter, Rood, Rounds, Sanderson, Semmann, Sherman, Smith, Torgerson, Wagner, J. S. White, S. A. White and Mr Speaker Smith—64.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Barnes, Blake, Coons, Davis, Fitzgerald, Galagan, Hall, Harris, Minkley, J. W. Hoyt, Knell, Muntz, Man-

son, Marvin, Maxon, McDill, McDonald, McIntosh, Mihills, Morgan, More, Orling, Pengra, O. S. Powell, R. T. Powell, Rankin, Rusch, Samuelson, Sample, Swain, Tuorn, Trumer, Vaughn, Watts, and Weil—36.

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### REPORTS OF SELECT COMMITTEES.

The St. Croix Delegation, to whom was referred

Mem. No. 46, A.,

Petition of H. L. Humphrey and others of St. Croix county, praying that the several acts conferring civil jurisdiction on the county court of St. Croix county, be repealed, and that the office of county judge of said county be made a salaried office,

No. 245, A.,

A bill to amend chapter 117 of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction,

Have had the same under consideration, and recommend that the prayer of said memorial be granted, and that said bill do pass.

B. K. FAY,

*Chairman.*

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### SENATE BILLS ON THEIR THIRD READING.

No. 8, S.,

A bill to incorporate the Wisconsin Conference Board of Trustees.

No. 21, S.,

Was read a third time and concurred in.

A bill to amend section 1 of chapter 73 of the general laws of 1859, entitled "an act to change the name of the house of refuge to that of the state reform school,"

Was read a third time and concurred in,

And the title amended by adding thereto

And to change the name of the state reform school to the industrial school for boys.

No. 68, S.,

A bill to incorporate the Tailors' Association of Milwaukee, Wisconsin,

No. 71, S.,

A bill to incorporate the St. John's German Roman Catholic Aid Society,

Were severally read a third time and concurred in.

No. 82, S.,

A bill to provide for an appropriation for the support of the Soldiers' Orphans' Home for the year 1871,

No. 88, S.,

A bill to appropriate money for the expenses of the Hospital for the Insane, at Madison, for the year 1871.

No. 70, S.,

A bill to appropriate to H. N. Solberg the sum of money therein named,

Were severally read a third time and concurred in,

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Bate, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Dick, Eastman, Fay, Field, Freeman, Fryer, Hammond, Heimdal, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Lonergan, Marvin, McCormick, Merriam, Merrill, Meyer, Montgomery, Moulton, Ockler, Orton, Pease, Peterson, Rhodes, Richards, Richter, Rood, Rounds, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Wagner, J. S. White, S. A. White, and Mr. Speaker Smith—65.

None voting in the negative.

Those absent or not voting were,

Messrs. Allen, Barnes, Blake, Coons, Davis, Fitzgerald, Galagan, Hall, Harris, Hinkley, J. W. Hoyt, Knoll, Kuntz, Manson, Maxon, McDill, McDonald, McIntosh, Mihills, Morgan, More, Nichols, Oetting, Pengra, O. S. Powell, R. T. Powell, Rankin, Rusch, Samuelson, Semple, Thorn, Trumer, Vaughn, Watts and Weil—45.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE OF THE 3d INST.

No. 126, A.,

A bill to amend chapter 538, of the general laws of 1865, entitled "an act to codify and consolidate all laws relative to the assessment and collection of taxes, and amendatory of chapter 167, of the general laws of 1859, and of chapter 18, of the revised statutes, entitled of the assessment and collection of taxes."

Was, on motion of Mr. Richter,

Recommended to committee on Assessment and Collection of Taxes.

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Leave of absence was granted to  
Mr. Mihills, indefinitely.

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On motion of Mr. Curtis,  
The Assembly adjourned.

TUESDAY, FEBRUARY 7, 1871.

10 o'clock A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Page.

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LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Vaughn :

Mem. No. 53, A.,

Of Andrew Tate, Wm. Knight, H. O. Fifield and others, of Bayfield county, for an institution for feeble minded children.

To committee on Charitable and Benevolent Institutions

By Mr. Arnold :

Mem. No. 54, A.,

For laying out a state road from Buffalo City, Buffalo county, to Conyasta, in Eau Claire county.

To committee on Incorporations.

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RESOLUTIONS INTRODUCED.

By Mr. Swain :

Jt. Res. No. 16, A.,

*Resolved by the Assembly, the Senate concurring.* That article four of the constitution of the state of Wisconsin is hereby amended by striking out section twenty-three, which reads as follows: "The legislature shall establish but one system of town and county government, which shall be as nearly uniform as practicable."

Which was read a first and second times,

And

Referred to committee on Judiciary.

By Mr. Curtis :

Res. No. 23, A.,

*Resolved*, That the use of the Assembly chamber be tendered to Hon. G. B. Stebbins, of Detroit, on Friday evening next, for the purpose of delivering an address upon "Protection and Free Trade," and "Varied Industry in the Northwest."

On motion of Mr. Curtis,

The rules were suspended, and

Mr. Dana then offered the following amendment :

*"Provided*, That the use of this hall also be granted, at some proper time to some one to speak upon the opposite side of the same question."

Which amendment was adopted, and

Said resolution as amended was adopted.

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### BILLS INTRODUCED

On leave granted, read first and second times and referred.

By Mr. Richter :

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

To committee on Incorporations.

By Mr. Cousins :

No. 291, A.,

A bill to incorporate the village of Augusta.

To committee on Incorporations.

By Mr. Semmann :

No. 292, A.;

A bill to authorize the city of Milwaukee to make certain improvements, and levy a special tax in the 9th ward of the city of Milwaukee.

On motion of Mr. Semmann

The rules were suspended, and

Said bill was read a third time and passed.

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Atwater, Ayres, Bacon, Bailey, Ball, Barnard, Barnes, Bate, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Freeman, Fryer, Galaghan, Hammond, Hixon, Holloway, Hoskins, Hye, Humphrey, Judd, Keenan, King, Knöell, Lonergan, Marvin, Maxon, McCormick, McDonald, McIntosh, Merriam, Merrill, Meyer, Montgomery, Ockler, Orton, Pease, Peter on, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson,



Semmann, Semple, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Watts, Weil. J. S. White and Mr. Speaker, Smith—70.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Anderson, Baker, Blake, Coons, Fitzgerald, Hall, Harris, Heimdal, Hinkley, C. M. Hoyt, J. W. Hoyt, Jeffers, Kuntz, Manson, McDill, Mihills, Morgan, More, Moulton, Nichols, Otting, Pengra, O. S. Powell, R. T. Powell, Rankin, Samuelson, Thorn, Wagner and S. A. White—30.

By Mr. Cheeney :

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Portland in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua in the county of Vernon.

To committee on Incorporations.

By Mr. Bate :

No. 294, A.,

A bill to improve the navigation of the Chippewa River above Chippewa Falls, and to incorporate the Chippewa Log Security Company.

To committee on State Affairs.

By Mr. Keenan :

No. 295, A.,

A bill to fix the terms of the circuit and county courts in the county of Milwaukee.

On motion of Mr. Keenan,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Cheeney :

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest.

To committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

The committee on Federal Relations, to whom was referred

M. C. No. 5, A.,

A memorial to the postmaster general for increase of mail service on mail route No. 13,187, from Sextonville to Cazenovia, in Richland county,

Have had the same under consideration, and report the same back without amendment, and recommend its passage.

HENRY COUSINS,  
*Chairman.*

On motion of Mr. Bailey,  
The rules were suspended, and  
M. C. No. 5, A.,  
Was read a third time and passed.

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The committee on Engrossed Bills respectfully report as correctly engrossed

No. 114, A..

A bill to legalize and authorize the assessment of street improvements and assessments in the city of Janesville.

A. ROOD,  
*Chairman.*

The bill covered by the above report was read a third time and passed

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnes, Bate, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Freeman, Fryer, Galagan, Hixon, Holloway, Hoskins, Hoyer, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Lonergan, Marvin, Maxon, McCormick, McDonald, McIntosh, Merriam, Merrill, Meyer, Montgomery, Moulton, Nichols, Ockler, Orton, Pease, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Semman, Semple, Sherman, Smith, Swain, Thorn, Trumer, Vaughn, Watts, Weil, J. S. White, S. A. White and Mr. Speaker, Smith—74.

None voting in the negative

Those absent or not voting were

Messrs. Allen, Barnard, Blako, Coons, Fitzgerald, Hall, Hammond, Harris, Heimdal, Hinkley, C. M. Hoyt, J. W. Hoyt, Kuntz, Manson, McDill, Mihills, Morgan, More, Oetting, Pengra, Peterson, O. S. Powell, R. T. Powell, Samuelson, Torgerson and Wagner—26.

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The committee on Enrolled bills have examined

No. 253, A.,

A bill to empower the town of Metomen, in the county of Fond du Lac, to levy a tax to purchase Ridgley Hall.

No. 25, A.,

A bill to confer certain powers upon the committee of investigation of certain offices of the county of Manitowoc.

No. 78, A.,

A bill to amend chapter 207 of the private and local laws of 1868, entitled an act to incorporate the Fort Howard and Duck Creek plank road and turnpike company.

No. 122, A.,

A bill to incorporate the Madison woolen mills.

No. 207, A.,

A bill to enable the city of Racine to re-adjust its corporate indebtedness.

No. 21 A.,

A bill to incorporate the Spring Grove Union Church Society.

No. 63, A.,

A bill to incorporate the Wisconsin Brown Stone company,

No. 60 A.,

A bill to amend section 8 of chapter 89 of the general laws of 1863, entitled "an act for the protection of boarding house keepers and of livery stable keepers."

No. 52 A.,

A bill to incorporate the puddlers and boilers' union of Bayview, Wisconsin.

No. 212, A.,

A bill to amend chapter 403, private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company, And find them correctly enrolled.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER:**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

Jt. Res. No. 7, S.,

Providing for final adjournment of the legislature.

Jt. Res. No. 9, S.,

Authorizing the joint Select Committee on apportionment to order printing.

No. 100, S.,

A bill to extend the time for the collection of taxes in the several towns of Kewaunee county.

And has concurred in

No. 259, A.,

A bill to extend the time for the collection of taxes in the several towns in the county of Door, Wisconsin.

No. 32, A.,

A bill to amend chapter 276, of the private and local laws of 1857, entitled "an act to incorporate the village of Depere."

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, entitled "an act to amend chapter 49 of the general laws of 1866, entitled 'an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees.'"

And has amended, and concurred in as amended,

No. 102, A.,

A bill to incorporate the Watertown Boot and Shoe Manufacturing Association.

And has amended, and refused to concur in

Jt. Res. No. 14, A.,

Instructing joint committee on Claims to enquire into the number, location, condition and claims of the private charitable institutions of the State, and to report thereon,

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#### SENATE MESSAGE OF THE 4TH INST. CONSIDERED.

On motion of Mr. Maxon, the consideration of

No. 99, A.,

A bill to amend chapter 466 of the private and local laws of 1868, entitled "an act to incorporate the Wisconsin Railroad Farm Mortgage Land Company," and to legalize certain acts of the commissioners of said company,

Received from the Senate with amendments,

Was postponed until to morrow.

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On motion of Mr. Pease,

The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE

On the general file of bills,

Mr. Cousins in the chair.

After some time spent in the consideration thereof, the committee rose, and through their chairman, reported as follows:

MR. SPEAKER:

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills, as follows:

Jt. Res. No. 13, A.,  
Proposing to amend sections 4, 5, and 11, of article 4 of the constitution of the state,

Without amendment.

Jt. Res. No. 8, A.,

To amend section 19, article 4 of the constitution of the State of Wisconsin,

With amendment.

No. 245, A.,

A bill to amend chapter 117 of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction,

No. 267, A.,

A bill to change the name of Samuel W. Bouchey, of Green Bay.

Without amendment.

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#### REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 245 and 267, A.,

Were severally ordered engrossed.

The amendments to

Jt. Res. No. 8, A.,

Were adopted.

Mr. Bailey moved that said resolution be indefinitely postponed,  
Pending which,

On motion of Mr. King,

Said resolution was referred to a select committee of five—Messrs. King, Bailey, Orton, Maxon and Hall.

On motion of Mr. Curtis,

Jt. Res. No. 13, A.,

Was referred to a select committee of three—Messrs. Curtis, Maxon and Hammond.

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On motion of Mr. J. S. White,

The Assembly adjourned.

WEDNESDAY, FEBRUARY 8, 1871,

10 o'clock, A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by Rev. Mr. Richards.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. J. W. Hoyt :

Mem. No. 55, A.,

Of J. C. Davis and others, asking for a ferry across the Mississippi river, from De Soto, Wisconsin, to Lansing, Iowa.

To committee on Incorporations.

By Mr. Maxon :

Mem. No. 56, A.,

Of J. C. Place and 70 others, asking for a law for the preservation of fish in the waters of Pike Lake, Washington county.

To committee on State Affairs.

By Mr. Vaughn :

Mem. No. 57, A.,

Of August Boyd and 56 other citizens of Polk county, for abolishing the present county system of government and re-enacting the three commissioner system.

To committee on Town and County Organization.

By Mr. O. S. Powell :

Mem. No. 58, A.,

Of the county board of Pierce county, for repeal of the present supervisor system and a return to the commissioner system.

To committee on Town and County Organization.

## RESOLUTIONS INTRODUCED.

By Mr. Merrill:

Jt. Res. 17, A.,

*Resolved by the Assembly, the Senate concurring,* That the Quartermaster General be and hereby is authorized to deliver to the institution for the education of the blind, specimens of any arms and equipments in his possession not required by the State for military purposes.

On motion of Mr. Merrill,

The rules were suspended, and

Said resolution was adopted.

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BILLS INTRODUCED.

Read first and second times and referred,

By Mr. Hoyer:

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, to make her the adopted child and heir at law of Owon Pritchard and Mary Elizabeth Pritchard, in the city of Milwaukee,

To committee on Judiciary.

By Mr. Hoyer:

No. 298, A.,

A bill to incorporate the Bay View and City Omnibus Company.

To committee on Incorporations.

By Mr. Knobel:

No. 299, A.,

A bill for the construction of a certain Bridge therein named

To Milwaukee City Delegation.

By Mr. Semple:

No. 300, A.,

A bill to amend an act entitled to amend an act to incorporate the Peshtigo Lumbering Company.

To committee on Incorporations.

By Mr. Semple:

No. 301, A.,

A bill to incorporate the Peshtigo River Improvement Company.

To committee on Incorporations.

By Mr. Ayres :

No. 302, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county, from the borough of Fort Howard, in said county.

To committee on Town and County Organization.

By Mr. Ayres :

No. 303, A.,

A bill to extend the limits of the village of West Depere.

To committee on Town and County Organizations.

By Mr. Sherman :

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company.

To committee on Railroads.

By Mr. Sherman :

No. 205, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

To committee on Agriculture.

By Mr. McIntosh :

No. 306, A.,

A bill to repeal section 2, of chapter 152, of the private and local laws of 1866, entitled an act to amend the act entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.

To committee on Incorporations.

By Mr. Lonergan :

No. 307, A.,

A bill to extend the time for the collection of taxes in the town of Osceola, Fond du Lac county,

On motion of Mr. Lonergan,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Baker :

No. 308, A.,

A bill to change the name of Amund Kjustolson, of Waupun, to Amund Kjustolson Dahl.

To the General File.

By Mr. McCormick :

No. 309, A.,

A bill to appoint commissioners to lay out and establish a public highway on the line between the counties of Kewaunee and Door, Wisconsin.



On motion of Mr. McCormick,  
The rules were suspended, and  
Said bill was read a third time and passed.

By Mr. Meyer :

No. 310, A.,

A bill to amend section 2 of chapter 496 of the private and local laws of 1870, "an act relating to the investment of license moneys in the town of Fredonia, in the county of Ozaukee, in this state.

On motion of Mr. Meyer,

The rules were suspended, and said bill  
Was read a third time and passed.

By Mr. S. A. White :

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

To committee on Railroads.

By Mr. Fryer :

No. 312, A.,

A bill to amend section 25 of chapter 13, of the revised statutes, and to repeal chapter 85 of the general laws of 1870, relating to the county board of supervisors.

To Committee on Town and County Organization.

By Mr. Hall :

No. 313, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 139 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

To committee on Judiciary.

By Mr. Thorn.

No. 314, A.,

A bill concerning the jurisdiction of municipal courts within this state.

To committee on Judiciary.

By Mr. Curtis :

No. 315, A.,

A bill to extend the time for the collection of taxes in Brown county.

On motion of Mr. Curtis,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Curtis :

No. 316, A.,

A bill to amend chapter 370 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 369 of the private and local laws of 1869, amendatory thereof.

To committee on Railroads.

By Mr. Speaker Smith :

No. 317, A.,

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.

To committee on Incorporations.

By Mr. Orton :

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

To committee on Judiciary.

By Mr. Orton :

No. 319, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof, approved March 23, 1865.

To committee on Judiciary.

By Mr. Maxon :

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

To committee on State Affairs.

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### REPORTS OF STANDING COMMITTEES.

The committee on Town and County Organizations, to whom was referred

No. 56, A.,

A bill to authorize county boards of supervisors to detach from cities and villages, lands not laid out into lots.

No. 211, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

No. 200, A.,

A bill to provide for the election of Town Clerk, and to define his term of office.

Have had the same under consideration, and beg leave to report the same back without amendment, and recommend their passage.

No. 36 A.,

A bill to repeal chapter 84 of the general laws of 1870, entitled "an act to repeal chapter 129 of the general laws of 1861, and re-instate sections 25, 35 and 45 of chapter 13, and sections 65 and 96 of chapter 15 of the revised statutes, of County and County Officers," and to revive and re-instate chapter 129 of the general laws of 1861, entitled "an act to amend chapter 13 of the revised statutes entitled, Of Counties and County Officers,"

With a recommendation that it be indefinitely postponed.

No. 214 A.,

A bill to organize the town of Cicero, in Outagamie county,

And report the same back without amendment and recommend its passage.

E. MONTGOMERY.

The committee on Assessment and Collection of Taxes, to whom was referred

No. 265, A.,

A bill to amend section 20, chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon,"

Respectfully report the same back to the house with a substitute, and recommend that the substitute do pass.

No. 255, A.,

A bill to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales,

No. 213, A.,

A bill to amend section 3, of chapter 14, of the general laws of 1870, entitled an act to provide tax receipt stub books for town, city and village treasurers, and to repeal chapter 118, of the general laws of 1866, entitled an act to authorize town, city and village treasurers to perform certain duties in reference to tax receipts and certificates,

And recommend that they do pass.

J. BOWEN,

*Chairman.*

The committee on State Affairs, to whom was referred

No. 266, A.,

A bill to amend sections 6 and 12 of chapter 15 of revised statutes, entitled of towns and town officers, and to repeal chapter 7 of the general laws of 1859, entitled "an act to amend sections 6 and 12 of revised statutes," entitled of towns and town officers,

Have had the same under consideration, and respectfully report the same back with amendment, and recommend its passage when so amended.

W. W. FIELD,

*Chairman.*

The committee on Incorporations to whom was referred,

No 77, S.,

A bill to authorize Julius Sizer, and others to build and maintain a dam across Milwaukee river, in the county of Ozaukee,

Report the same back without amendment and recommend that it be concurred in.

And report back,

No. 249, A.,

A bill to incorporate the St. John the Baptist Benevolent Society of the valley of the Chippewa, "Societe St. Jean Baptiste de Bienfaisance de la Vallie de la Chippewa."

No. 275, A.,

A bill to amend section 9, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Buiness College."

No. 254, A.,

A bill to incorporate the village of Shawano,

Without amendment and recommend that they do pass.

J. A. BAKER,

*Chairman.*

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The committee on Banks and Banking to whom was referred

No. 173, A.,

A bill to incorporate the Appleton Savings Bank,

Respectfully report the same back to the House, with amendments, and recommend its passage when so amended.

P. R. BRIGGS,

*Chairman.*

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The committee on Engrossed Bills have examined the following bills and find them correctly engrossed :

No. 108 A.,

A bill to amend section 20 of chapter 133 of revised statutes, entitled of costs and fees.

No. 197, A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

No. 217 A.,

A bill to authorize the County Board of Supervisors of Fond du Lac county to issue bonds for the erection of a court house.

No. 192, A.,

A bill to incorporate the Madison Yacht Club.

No. 161, A.,

A bill to amend chapter 128 of the private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc.

No. 38, A.,

A bill to repeal section 2 of chapter 30, of the general laws of 1870, entitled an act relating to courts held by justices of the peace, and amendatory of section 5 of chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 216 A.,

A bill to incorporate the Monson Creek Lumber Company.

No. 158 A.,

A bill to amend chapter 58 of private and local laws of 1869, entitled "an act to revise, consolidate and amend an act entitled an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869.

No. 202, A.,

A bill to authorize the judge of the 8th judicial circuit court for the State of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law.

No. 133, A.,

A bill to incorporate the Green Bay and Superior railway company.

M. C. No. 4, A.,

Memorial to congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa.

A. ROOD,

*Chairman.*

Nos. 38, 108, 133, 161, 192, 197, 202, 216 and M. C. No. 4, A.

Reported above by the committee on Engrossed Bills,

Were severally read a third time and passed.

To No. 158, A.,

Mr. Hixon offered the following amendment:

Strike out the word "or" where it occurs after the word "non-residents," in the nineteenth line of section eight of the printed bill.

Which amendment was adopted, and

Said bill was read a third time and passed.

No. 217, A.,

Was read a third time and passed

By the following vote:

Those who voted in the affirmative were

Messrs. Arnold, Atwater, Bacon, Baker, Ball, Bate, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Cousins, Curtis, Davis, Dick, Eastman, Fitzgerald, Fryer, Hall, Harris, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Judd, Keenan, King, Knöell, Kuntz, Marvin, Maxon, McDonald, McIntosh, Merriam, Merrill, Meyer, Montgomery, Morgan, Moulton, Nichols, Ockler, Ötling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Rood, Rusch, Samuelson, Sanderson, Semman, Semple, Sherman, Smith, Torgerson, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr Speaker, Smith—69.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Anderson, Ayers, Bailey, Barnard, Barnes, Blake, Chambers, Chase, Cheney, Coons, Dana, Fay, Field, Freeman, Galagan, Hammond, C. M. Hoyt, Jeffers, Lonergan, Madison, McCormick, McDill, Mihills, More, Richter, Rounds, Swain, Thorn, Trumer and Weil—31.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in No. 203, A.,

A bill to extend the time for the collection of taxes in the city of Chippewa Falls and the town of La Fayette in the county of Chippewa.

No. 5, A.,

A bill to authorize Albert Wood to keep and maintain a ferry across the Wisconsin river.

No. 120 A.,

A bill to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

No. 93, A.,

A bill to incorporate the United Evangelical St. John's Church congregation of Germantown, Washington county, Wisconsin.

No. 110, A.,

A bill to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

No. 86 A.,

A bill to repeal chapter 203 of private and local laws of 1863, entitled "an act to incorporate the Grand River and Mississippi road company."

No. 40, A.,

A bill to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county.

No. 181, A.,

A bill to extend the time for the collection of taxes in the town of Sharon, in Portage county, Wis.

And has concurred with the amendment of the Assembly to the title of

No. 21. S.,

A bill to amend section 1 of chapter 73 of the general laws of 1859, entitled "an act to change the name of the House of Refuge to that of the State Reform School."

## MESSAGE FROM THE SENATE,

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended

No. 109, A.,

A bill to incorporate the Wausau Boom Company.

## SENATE MESSAGE CONSIDERED.

The Senate amendments to  
No. 109, A.,  
Were concurred in.

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## SENATE MESSAGE OF 4TH. INST. CONSIDERED.

The amendment to  
No. 99, A.,  
A bill to amend chapter 466 of the private and local laws of  
1868, entitled "an act to incorporate the Wisconsin railroad farm  
mortgage land company," and to legalize certain acts of the com-  
missioners of said company,  
Was concurred in.

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## SENATE MESSAGE OF YESTERDAY CONSIDERED.

The amendments to  
No. 102, A.,  
A bill to incorporate the Watertown Boot and Shoe Manufactu-  
ring Company,  
Were concurred in.  
No. 100, S.,  
A bill to extend the time for the collection of taxes in the sev-  
eral towns of Kewaunee county,  
Was read a first and second times, and,  
On motion of Mr. McCormick,  
The rules were suspended, and  
Said bill was read a third time and concurred in.  
Jt. Res. No. 9, S.,  
Authorizing the committee on apportionment to order printing,  
Was concurred in.  
Jt. Res. No. 7, S.,  
Providing for final adjournment of the legislature.  
Mr. Curtis moved to amend said resolution by striking out the  
words "that the legislature adjourns sine die on the first day of  
March."  
Mr. Bailey moved to amend by striking out "1870" where it oc-  
curs and inserting in lieu thereof 1871."  
The amendment of Mr. Bailey was adopted.  
The amendment proposed by Mr. Curtis was lost, and said reso-  
lution as amended, was concurred in.

11 o'clock A. M.

## SPECIAL ORDER.

No. 19 S.,

A bill to repeal chapter 138, general laws of 1870, entitled, "an act for the destruction of lynxes, wolves and wild cats,"

Being the Special Order for this hour,

Was then taken up, and

On motion of Mr. Bailey,

Was indefinitely postponed,

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Arnold, Bacon, Bailey, Barnard, Barnes, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cousins, Davis, Eastman, Fay, Fitzgerald, Freeman, Hammond, Harris, Hinkley, Holloway, Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kuntz, Marvin, McCormick, McDonald, McIntosh, Merriam, Meyer, Montgomery, Morgan, Moulton, Nichols, Otting, Orton, Pengra, Peterson, O. S. Powell, R. T. Powell, Rood, Sanderson, Semple, Swain, Vaughn and J. S. White—49.

Those voting in the negative were

Messrs. Atwater, Baker, Ball, Bate, Bremner, Curtis, Fryer, Hall, Heimdal, Hixon, Hoyer, Keenan, Lonergan, Maxon, Merrill, Ockler, Pease, Rankin, Rhodes, Richards, Rusch, Samuelson, Sherman, Smith, Torgerson, Wagner, Watts, S. A. White and Mr. Speaker Smith—29.

Those absent and not voting were

Messrs. Allen, Ayres, Blake, Chase, Cheney, Coons, Dana, Dick, Field, Galagan, C. M. Hoyt, Knoll, Manson, McDill, Mihills, More, Richter, Rounds, Semmann, Thorn, Trumer and Weil—22.

On motion of Mr. Pease,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills,

Mr. J. S. White in the chair.

After some time spent therein the committee rose, and through their chairman, reported as follows:

## MR. SPEAKER:

The Assembly in Committee of the Whole have had under consideration the general file of bills, have made progress therein, and report back sundry bills as follows:



No. 214, A.,

A bill to organize the town of Cicero, in Outagamie county,

No. 36, A.,

A bill to amend chapter 84 of the general laws of 1870, entitled an act to repeal chapter 129 of the general laws of 1861, and re-instate sections 25, 35 and 49 of chapter 13 and sections 63 and 94 of chapter 15 of the revised statutes, of counties and county officers, and to revive and re-instate chapter 129 of the general laws of 1861, entitled an act to amend chapter 13 of the revised statutes, entitled of counties and county officers,

Without amendment.

### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills have examined the following bills, and find them correctly engrossed :

No. 34, A.,

A bill to repeal section 10 of chapter 407 of general laws of 1864, entitled an act to amend chapter 242 of general laws of 1863, entitled an act for the enrollment of persons liable to military duty, and the organization of the state militia,

No. 39 A.,

A bill to amend section 27 of chapter 15, of the revised statutes, entitled " of towns and town officers, powers and duties thereof,"

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, in this State, to issue bonds to the amount of \$5,000, to borrow money for the purpose of building a bridge across Milwaukee river, in said town,

No. 242, A.,

A bill for the preservation of fish in Lake Poygan, in the counties of Waushara and Winnebago,

No. 127, A.,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city,

No. 155, A.,

A bill to incorporate the Oconto Turn Verien.

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto, in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State,

No. 219, A.,

A bill to amend chapter 105 of the general laws of 1870, entitled an act for the preservation of game in the counties therein mentioned,

No. 210, A.,

A bill to incorporate the Board of Education of the Welsh Calvinistic Methodists of Wisconsin,

No. 187, A.,

A bill to authorize the Sheboygan and Fond du Lac railroad company to extend its line of road to the Mississippi river, to increase its capital stock, and change its corporate name,

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association.

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company in the village and county of Kewaunee, Wisconsin,

No. 221, A.,

A bill to incorporate the Slovanska Association,

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary.

A. ROOD,  
*Chairman.*

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Leave of absence was granted

To Mr. Cheney indefinitely.

To Mr. Richter to Thursday evening next.

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\*  
On motion of Mr. P. R. Briggs,  
The Assembly adjourned.

THURSDAY, FEBRUARY 9, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Page.

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Mr. Field asked and obtained unanimous consent to record his name in the affirmative on the question of the indefinite postponement of

No. 19, S.,

A bill to repeal chapter 138, general laws of 1870, entitled an act for the destruction of lynxes, wolves and wild cats.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Morgan :

Mem. No. 59. A.,

Of George Gary and 140 others of Winnebago County, asking for the passage of a law for the protection of the wool growing interests of the state, and for the license and keeping of dogs.

To committee on Agriculture.

By Mr. Field :

Mem. No. 60, A.,

Of the Milwaukee Gas Light Company,

Mr. Freeman moved that said memorial be referred to the Milwaukee City Delegation.

Mr. Field moved its reference to the Judiciary committee.

The motion of Mr. Field was lost, and

Mr. Freeman's motion prevailed.

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By Mr. King :

Mem. No. 61, A.,

Of Wm. T. Hutchinson and others, asking for the passage of a law extending the time for the collection of taxes in the county of Clark.

To committee on Roads, Bridges and Ferries.

By Mr. McCormick :

Mem. No. 62, A.,

Of R. H. Baker and others, for the passage of bill No. 189, A.

To Select committee on No. 189, A.

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### BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. Bate :

No. 321, A.,

A bill to extend the time for the collection of taxes in the county of Chippewa.

On motion of Mr. Bate,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Bate :

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and pier on the Chippewa river.

To committee on Lumber and Manufactures.

By Mr. Bate :

No. 323, A.,

A bill to incorporate the Chippewa Falls Mannerchor.

To committee on Incorporations.

By Mr. Bate :

No. 324, A.,

A bill to confer civil and criminal jurisdiction on the county court of Chippewa county.

To committee on Judiciary.

By Mr. McIntosh :

No. 325, A.,

A bill to amend chapter 268, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

To committee on Incorporations.

By Mr. R. T. Powell :

No. 326, A ,

A bill to repeal chapter 21, of the general laws of 1859, entitled an act in relation to undertakings and securities in certain cases.

To committee on Judiciary.

By Mr. Vaughn :

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand jury in said county of Burnett.

To committee on Judiciary.

By Mr. Smith :

No. 328, A ,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No 7, in the town of Holland, county of Sheboygan.

To committee on Education.

By Mr. Humphrey :

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

To committee on Education.

By Mr. Sample :

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose.

To committee on Roads, Bridges and Ferries.

By Mr. More :

No. 331, A ,

A bill to authorize Geo. E. More, J. P. More, and their associates to erect and maintain booms on the Little Wolf river, in the county of Waupaca.

To committee on Lumber and Manufactures.

By Mr. Richter :

No. 332, A ,

A bill to amend an act entitled an act to incorporate the Milwaukee Liedertafel, approved February 20th, 1868.

To committee on Incorporations.

By Mr. O. S. Powell :

No. 333, A.,

A bill to amend chapter 3 of the general laws of 1869, entitled

"an act to provide postage stamps for the use of members of the Legislature.

To committee on Legislative Expenditures.

By Mr. P. R. Briggs:

No. 334, A.,

A bill to prescribe the time for holding the the terms of the circuit court for the county of Juneau, in the 7th judicial circuit.

On motion of Mr. P. R. Briggs,

The rules were suspended, and,

Said bill was read a third time and passed.

By Mr. King:

No. 335, A.,

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named.

To committee on Roads, Bridges and Ferries.

By Mr. Baker:

No. 336, A.,

A bill to authorize the circuit judge of the 4th judicial circuit for the state of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

To committee on Judiciary.

By Mr. J. S. White:

No. 337, A.,

A bill to extend the time in which the commissioners of public works in the city of Milwaukee may make return of their assessment of damages and benefits in laying out and extending Doty st., in the first ward, and Sycamore street, in the fourth ward, of said city, the payment of damages for such extension, and the levy of such taxes as are authorized for those purposes.

To Milwaukee City Delegation.

By Mr. P. R. Briggs:

No. 338, A.,

A bill to provide the jury a copy of the charge of the judge in all cases when required by any party to the action.

To committee on Judiciary.

By Mr. Richter:

No. 339, A.,

A bill to repeal chapter 208 of the private and local laws of 1870, entitled "an act to repeal chapter 373 of the private and local laws of 1868, entitled 'an act to provide for the pay of salary to the mayor of the city of Milwaukee.'"

To Milwaukee City Delegation.

By Mr. Richter:

No. 340, A.,

A bill to amend an act entitled "an act to provide for the as-

assessment of real and personal property in the city of Milwaukee," approved March 8, 1869, being chapter 299 of the private and local acts of the year 1869.

To Milwaukee City Delegation.

By Mr. Merrill :

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of Janesville.

To committee on Assessments and Collection of Taxes.

By Mr. Rankin :

No. 342, A.,

A bill to amend chapter 121 general laws of 1868, entitled an act relative to compensation of county judges.

To committee on Judiciary.

By Mr. Rankin :

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

To committee on Incorporations.

By Mr. J. S. White :

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

To committee on Incorporations.

By Mr. J. S. White :

No. 345, A.,

A bill to amend section 13, of chapter 64, of the revised statutes, entitled of limited partnerships.

To committee on Judiciary.

By Mr. J. S. White :

No. 346, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

To committee on Incorporations.

By Mr. Rood :

No. 347, A.,

A bill to change the name of District No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

To General File.

By Mr. Orton :

No. 348, A.,

A bill to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies.

To committee on Incorporations.

By Mr. Montgomery :

M. C., No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

To committee on Federal Relations.

### REPORTS OF STANDING COMMITTEES.

The committee on enrolled bills presented to his Excellency, the Governor, the following bills on the 7th inst., for approval:

No. 253, A.,

A bill to empower the town of Metomen, in the county of Fond du Lac, to levy a tax to purchase Ridgley Hall.

No. 25, A.,

A bill to confer certain powers upon the committee of investigation of certain offices of the county of Manitowoc.

No. 73, A.,

A bill to amend chapter 207 of the private and local laws of 1868, entitled an act to incorporate the Fort Howard and Duck Creek plank road and turnpike company.

No. 122, A.,

A bill to incorporate the Madison Woolen Mills.

No. 207, A.,

A bill to enable the city of Racine to re-adjust its corporate debts.

No. 21 A.,

A bill to incorporate the Spring Grove Union Church society.

No. 63, A.,

A bill to incorporate the Wisconsin Brown Stone company.

No. 60 A.,

A bill to amend section 3 of chapter 89 of the general laws of 1863, entitled "an act for the protection of boarding house keepers and of livery stable keepers."

No. 52, A.,

A bill to incorporate the Puddlers and Boilers' Union of Bayview, Wisconsin.

No. 212, A.,

A bill to amend chapter 403, private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company.

THOMAS SANDERSON,

*Chairman.*

The committee on Roads, Bridges and Ferries, to whom were referred,

No. 199 A.,

A bill relating to a certain highway in the town of Oak Creek, in the county of Milwaukee,

Recommend its indefinite postponement.



No. 66, S.,

A bill to regulate the building of bridges across Manitowoc river, in the city of Manitowoc,

Recommend its passage.

No. 193, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county,

Recommend its passage.

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county,

Recommend its passage.

No. 159, A.,

A bill to provide the manner of laying out or altering highways by the county board of supervisors,

Recommend its indefinite postponement.

D. COOPER AYRES,

*Chairman.*

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The committee on Incorporations, to whom were referred

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties,

Recommend that it do pass without amendment.

And report back

No. 239, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company,

With an amendment, and recommend that when so amended it do pass.

J. A. BAKER,

*Chairman.*

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The joint committee on Claims have had under consideration the following bills :

No. 152 A.,

A bill to appropriate to the Milwaukee Protestant Orphan Asylum the sum of \$1,000,

Without amendment.

No. 156, A.,

A bill to appropriate to the St. Mary's Orphan School, at Elm Grove, Waukesha county, the sum of \$500,

Without amendment, and have requested me to report the same back without recommendation.

A. NICHOLS,

*Chairman.*

The joint committee on claims have under consideration the following bills:

No. 136, A.,

A bill to appropriate to the Home of the Friendless, Milwaukee, the sum of \$1,000.

No. 137, A.,

A bill to appropriate to St. Mary's Hospital, Milwaukee, the sum of \$1,000.

No. 138, A.,

A bill to appropriate to St. Rosa's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 139, A.,

A bill to appropriate to the St. Joseph's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 140, A.,

A bill to appropriate to the Milwaukee Orphan Association, Milwaukee, the sum of one thousand dollars.

No. 141, A.,

A bill to appropriate to the St. Aemilianus Orphan Asylum, Milwaukee, the sum of one thousand dollars.

No. 142, A.,

A bill to appropriate to the Milwaukee Hospital, Milwaukee, the sum of one thousand dollars.

No. 143, A.,

A bill to appropriate to St. John's Church Home, Milwaukee, the sum of one thousand dollars.

No. 144, A.,

A bill to appropriate to the Wisconsin Seamans' Friends Home, Milwaukee, the sum of five hundred dollars.

And have instructed me to report back, bills Nos. 136, 137, 138, 139, 140, 141, 142 and 143, A., with amendments, and bill No. 144, A., without amendment, and to recommend their passage as amended.

A. NICHOLS,

*Chairman Assembly Committee.*

The undersigned, a minority of the Joint Committee on Claims, respectfully dissent from the conclusions of the majority of the committee, in recommending the passage of said bills.

A. NICHOLS,

J. JEFFERS,

WM. GRISWOLD,

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled:

No. 82, A.,

A bill to amend chapter 276, of the private and local laws of 1857, entitled an act to incorporate the village of Depere.

No. 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, entitled "an act to amend chapter 49 of the general laws of 1866, entitled 'an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees.'"

No. 259, A.,

A bill to extend the time for the collection of taxes in the several towns in the county of Door, Wisconsin.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations:

No. 45, A.,

A bill to make certain facts evidence of marriage.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 272, A.,

A bill concerning testimony.

No. 271, A.,

A bill to amend section 218 of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

No 82, S.,

A bill to legalize the acts of Bartholomew Ringle, county judge of Marathon county,

With the recommendation that the further consideration of said bills be indefinitely postponed.

No. 58, A.,

A bill to amend chapter 121 of the revised statutes, entitled "of the jurisdiction of justices of the peace in criminal cases, and proceedings therein."

Reported back by substitute, with the recommendation that said substitute do pass.

No. 287, A.,

A bill to authorize the clerk of the board supervisors of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county,

With the recommendation that said bill be referred to the delegate from Door county.

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir at law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.

With the recommendation that said bill be referred to joint committee on Local Legislation.

No. 11, S.,

A bill to authorize the appointment of phonographic reporters for the circuit court of the several counties in the sixth judicial circuit,

With the recommendation that said bill be referred to the delegation from the counties comprising the sixth judicial circuit.

No. 163, A.,

A bill to amend chapter 85, general laws of 1870, entitled "an act to provide for the representation of cities and incorporated villages in county board of supervisors,"

With amendment, with the recommendation that said bill do pass when so amended.

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes.

No. 268, A.,

A bill to authorize a special venire, when from any cause there is an entire absence of jurors of the regular panel.

No. 269 A.,

A bill relating to, and amendatory of, section 6 of chapter 160 of the general laws of 1859, entitled "an act to prescribe and limit the rate of interest."

Without amendments, with the recommendation that said bills do pass.

No. 45, S.,

A bill to authorize the appointment of a phonographic reporter for the 7th judicial circuit,

With the recommendation that said bill be referred to the delegation from the counties comprising the 7th judicial circuit.

No. 284, A.,

A bill for the better protection of county lands,

With the recommendation that said bill be indefinitely postponed.

D. HALL,

*Chairman.*

The recommendations of the Judiciary committee referring to bills

No 11 and 45, S., and 287 and 289, A.,

Were concurred in.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 245, A.,

A bill to amend chapter 117, of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction.

No. 267, A.,

A bill to change the name of Samuel W. Bouchey, of Green Bay.

No. 128, A.,

A bill to incorporate the Depere Iron Works

No. 129, A.,

A bill to incorporate the Springfield Mite Association.

No. 42, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled an act to provide for assessment of property for taxation, and the levy of taxes thereon.

No. 149 A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company.

No. 56, A.,

A bill to amend section 1 of chapter 110 of the general laws of 1868, entitled "an act requiring reports from unorganized banks and bankers."

No. 3, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, revised statutes, entitled of courts held by justices of the peace.

No. 2, A.,

A bill to incorporate the trustees of the Milwaukee County Orphans' Board.

No. 234 A.,

A bill to protect hotel keepers against fraud.

A. ROOD,

*Chairman.*

All the bills covered by the above report of the Committee on Engrossed bills, viz. :

Nos. 245, 267, 128, 129, 42, 149, 56, 3, 8 and 234, A.,

Were severally read a third time and passed.

The committee on Engrossed Bills respectfully report that they have examined the following bill and find the same correctly engrossed :

No. 178, A.,

A bill to fix the time for holding terms of the circuit court in the tenth judicial circuit.

A. ROOD,

*Chairman.*

No. 178, A.,

Above reported,

Was read a third time and passed, and

On motion of Mr. Curtis,

The vote thereon was reconsidered.

## REPORTS OF SELECT COMMITTEES.

The Milwaukee City Delegation have had under consideration,  
No. 205, A.,

A bill to authorize the city of Milwaukee to construct a certain bridge,

And have instructed me to report the same back with an amendment, and recommend its passage when so amended.

● No. 55, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the 4th ward of said city,

And

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof,"

And have instructed me to report the same back without amendment and recommend their passage.

D. H. RICHARDS,  
*Chairman.*

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 73 S.,

A bill to incorporate the State Line and Union Railroad Company.

No. 41, S.,

A bill to amend chapter 273 of the private and local laws of 1870, entitled "an act to revive and amend the act to incorporate the Sugar River Valley Railroad Company."

No. 62, S.,

A bill to repeal chapter 103, of the general laws of 1866, and other acts amendatory thereof, relating "to the sale of lands for unpaid taxes, and the conveyance and redemption thereof."

No. 20, S.,

A bill to protect the public against unauthorized insurance agents.

And has concurred in

Mem. O. No. 5, A.,

Memorial to the postmaster general for increase of mail service on mail route No. 13,187, from Sextonville to Cazenova, in Richland county.

No. 76, A.,

A bill to amend chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes."

No. 88, A.,

A bill to amend section 8, chapter 302, of the private and local laws of 1861, entitled an act to create the municipal court of the city and town of Ripon, approved April 13, 1861.

No. 188, A.,

A bill for sale of lands in Douglas county for unpaid taxes of 1869.

No. 119 A.,

An act to amend chapter 139 of the general laws of 1867, entitled "an act to reduce the price of swamp and overflowed lands in certain cases."

No. 208, A.,

A bill to change the names of Parthena Newman, Rachel Newman and Samuel H. Newman, and to make them and Lovinia Hoskins the heirs of Jackson Van Vronkin and Jane Van Vronkin.

No. 48, A.,

A bill to amend section 7, of chapter 27, of the private and local laws of 1868, entitled, an act to incorporate the Boscobel and Crawford county Bridge company-

No. 22, A.,

A bill to provide for the apportionment of school money in certain cases,

And has amended and concurred in as amended,

No. 13, A.

A bill to authorize County Superintendents to issue certificates to other County Superintendents,

And has concurred in

No. 9 A.,

A bill to change the name of Alice Marsh to Alice Barber, and to make her the heir-at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wis.

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#### SENATE MESSAGE CONSIDERED.

The Senate amendments to

No. 13, A.,

Were concurred in.

The following bills were severally read a first and second times and referred :

No. 20, S.,

To committee on State Affairs.

No. 41, S.,

To committee on Railroads.

No. 62, S,

To committee on Judiciary.

No. 73, S,

To committee on Railroads.

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### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 84, A.,

A bill to repeal section 10 of chapter 407 of the general laws of 1864, entitled "An act to amend chapter 242 of the general laws of 1863, entitled 'An act for the enrollment of persons liable to military duty and the organization of the state militia,'"

No. 89, A.,

A bill to amend section 27, of chapter 15, of the revised statutes, entitled of towns and town officers, powers and duties thereof,

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, in this state to issue bonds to borrow money to the amount of \$5,000 for the purpose of building a bridge across Milwaukee river in said town,

No. 127, A.,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city,

No. 165, A.,

A bill to incorporate the Oconto Turn Verein.

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State,

No. 219, A.,

A bill to amend chapter 105 of the general laws 1870, entitled an act for the preservation of game in the counties therein mentioned,

No. 210, A.,

A bill to incorporate the board of education of the Welsh Calvinistic Methodists of Wisconsin,

No. 187, A.,

A bill to authorize the Sheboygan & Fond du Lac railroad company to extend its line of road to the Mississippi, to increase its capital stock, and change its corporate name,

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association,

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company, in the village and county of Kewaunee, Wisconsin,



No. 221, A.,

A bill to incorporate the Slovanska Association.

Were severally read a third time, and passed.

No. 218, A.,

A bill to provide for the purchase of 800 copies of Webster's Dictionary,

Was on motion of Mr. Mazon,

Referred to the Committee on Claims.

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BILLS REPORTED BY THE COMMITTEE OF THE  
WHOLE OF YESTERDAY CONSIDERED.

No. 214 A.,

A bill to organize the town of Cicero, in Outagamie county,

Was ordered engrossed.

No 36. A.,

A bill to repeal chapter 84 of the general laws of 1870, entitled "an act to repeal chapter 129 of the general laws of 1861, and re-instate sections 25, 35 and 49 of chapter 13, and sections 63 and 94 of chapter 15 of the revised statutes, of County and County Officers," and to revive and re-instate chapter 129 of the general laws of 1861, entitled "an act to amend chapter 13 of the revised statutes entitled, Of Counties and County Officers,"

Was indefinitely postponed.

No. 189, A.,

A bill for the preservation of fish in counties of Kenosha, Racine, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto,

Was on motion of Mr. Rankin,

Re-committed to the select committee of one from each county named in the bill.

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\* On motion of Mr. Fields,

No. 26, A.,

A bill to repeal chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors,

And

No. 29, A.,

A bill to amend chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors,

Which was made the special order for this evening.

Were referred to a Select committee of five of Messrs. Field, Peterson, Pease, Hall and Swain.

On motion of Mr. Orton,

The Senate were requested to return to the Assembly for consideration

No. 217 A.,

A bill to authorize the County Board of Supervisors of Fond du Lac county to issue bonds for the erection of a court house.

On motion of Mr. Rood,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE

On the general file of bills,

Mr. Swain in the chair.

After some time spent in the consideration thereof, the committee rose, and through their chairman, reported as follows:

#### MR. SPEAKER:

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills, as follows:

No. 173, A.,

A bill to incorporate the Appleton Savings Bank.

With amendment.

No. 200, A.,

A bill to provide for the election of Town Clerk, and to define his term of office.

Without amendment.

No. 213, A.,

A bill to amend section 3, of chapter 14, of the general laws of 1870, entitled an act to provide tax receipt stub books for town, city and village treasurers, and to repeal chapter 118, of the general laws of 1866, entitled an act to authorize town, city and village treasurers to perform certain duties in reference to tax receipts and certificates,

With amendment.

No. 240, A.,

A bill to incorporate the St. John the Baptist Benevolent Society of the valley of the Chippewa, "Societe St. Jean Baptiste de Bienfaisance de la Vallie de la Chippewa."

Without amendment.

No. 241, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages,

With amendment.

## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 213, A.,

Was, on motion of Mr. Sherman,

Recommitted to committee on Assessment and Collection of Taxes.

Nos. 200 and 24, A.,

Were severally ordered engrossed.

The amendments reported to

Nos. 173 and 241, A.,

Were severally concurred in, and

Said bills were severally ordered engrossed.

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Mr. Curtis gave notice that he would on to-morrow move to amend Jt. Res. No. 14, by Jt. Res. as follows:

By Mr. Curtis:

Jt. Res. No. 18, A.,

*Resolved by the Assembly, the Senate concurring,* That joint rule No. 14 be amended by inserting after the word "thereof," the words "nor any Committee of the Whole."

Which lies over.

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On motion of Mr. Richter, the printing of

No. 340, A.,

A bill to amend an act entitled an act to provide for the assessment of real and personal property in the city of Milwaukee, approved March 8, 1869, being chapter 299 of the private and local laws of 1867,

Was dispensed with.

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Leave of absence was granted to Messrs. D. W. Briggs, P. R. Briggs and Baker, indefinitely, and to Messrs. Fryer and McDonald to Monday evening next.

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On motion of Mr. Arnold,

The Assembly adjourned.

FRIDAY, FEBRUARY 10, 1871.

10 o'clock A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Richards.

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**LETTERS, PETITIONS, MEMORIALS, Etc.,**

Presented and referred.

By Mr. Peterson :

Mem. No. 63, A.,

Of Goodrich and others, to provide an institution for the education of feeble minded and idiotic children.

To committee on Charitable and Benevolent Institutions

By Mr. Dana :

Mem. No. 64, A.,

Of I. H. Palmer and 19 others, against the passage of bill No. 226, A.

To committee on Town and County Organization.

By Mr. King :

Mem. No. 65, A.,

Of E. D. Carter and others, citizens of Clark, Jackson and Trempealeau counties, for a state road from the village of Humbird in Clark county, to some point in Jackson county.

To committee on Roads, Bridges and Ferries.

By Mr. Blake :

Mem. No. 66, A.,

Of Perry Curtis, Samuel Pike and seventy-nine others, in favor of the passage of assembly bill No. 235, granting to Fred. J. Miller the right to keep and maintain a ferry across the Mississippi river between certain points in Crawford and Vernon counties and Lansing, Iowa.

To accompany bill No. 235, A.

## RESOLUTIONS CONSIDERED.

Jt. Res. No. 18, A.,  
Amending joint rule No. 14,  
Introduced by Mr. Curtis on yesterday,  
Was adopted.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Hammond :

No. 349, A.,

A bill to amend chapter 253, of the private and local laws of 1868, entitled an act to amend chapter 176, of the private and local laws of 1857, entitled an act to amend an act entitled an act to incorporate the city of Beloit, approved March 31, 1856.

To Rock County delegation.

By Mr. King :

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county,

To committee on Roads, Bridges and Ferries.

By Mr. Semple :

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marietta, in the county of Oconto, to Big Suanico, in the county of Brown.

To committee on Roads, Bridges and Ferries.

By Mr. Semple :

No. 352, A.,

A bill to extend the time for collecting the taxes in the counties of Oconto and Shawano.

On motion of Mr. Semple,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Humphrey :

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

To committee on Education.

By Mr. Fay :

No. 354, A.,

A bill to provide for the revision of the laws of Wisconsin now in force and affecting the whole state.

To committee on Judiciary.

By Mr. Cousins :

No. 355, A.,

A bill to incorporate the West Eau Claire Library Association.

To committee on Incorporations.

By Mr. Cousins :

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Frederick Stahl.

To committee on Local Legislation.

By Mr. Hall :

No. 357, A.,

A bill to provide for the employment of clerks in the office of the State Superintendent, and appropriating money for the payment thereof.

To committee on Education.

By Mr. Hinckley :

No. 358, A.,

A bill to amend and revise the charter of the village of Wauke-  
sha.

To committee on Incorporations.

By Mr. McIntosh :

No. 359, A.,

A bill to appropriate to Adolph Haster the sum of money there-  
in named.

To committee on Claims.

By Mr. Ayres :

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and  
imposition in the practice of medicine surgery and midwifery.

To committee on Medical Societies and Medical Colleges.

By Mr. Fay :

No. 361, A.,

A bill to further regulate the sale or disposal of intoxicating  
liquors in town and villages.

To committee on State Affairs.

By Senator Hall :

No. 362, A.,

A bill to amend section 4 of chapter 141 of the revised statutes,  
concerning actions for the recovery of real property.

To committee on Judiciary.

By Mr. J. S. White:

No. 363, A.,

A bill to amend chapter 120, of the private and local laws of 1870, entitled "an act to provide for the appointment of a public administration for the city and county of Milwaukee,"

To committee on Judiciary.

By Mr. Atwater:

No. 364, A.,

A bill to amend chapter 386, of the general laws of 1862, entitled "an act to amend chapter 35, of the revised statutes, entitled 'of excise.'"

To committee on State Affairs

By Mr. Atwater:

No. 365, A.,

A bill to provide for locating, establishing and constructing ditches, drains and water courses in townships.

To committee on Agriculture.

By Mr. Orton:

No. 366, A.,

A bill to enable the city of Madison, in this State, to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

To committee on Railroads.

### REPORTS OF STANDING COMMITTEES.

The committee on Railroads, to whom were referred the following bills, have had the same under consideration, and respectfully report them back to the house as follows:

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad,

And,

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

And,

No. 11, A.

A bill to authorize the Portage, Winnebago & Superior railroad company to extend its road from Superior.

With amendments, and their passage is recommended when amended.

No. 249, A.,

A bill to revise and consolidate an act, entitled an act to incorporate Wisconsin Valley Railroad Company, approved October 13th, 1855, and the various acts amendatory thereto.

And,

No. 248, A.,

A bill to amend chapter 19 of the general laws 1870, entitled an act to regulate the running of railway trains in certain cases,

Without amendments, and recommend their passage.

J. S. CURTIS,

*Chairman.*

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The committee on Lumber and Manufactures to whom was referred,

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

Report that they have had the same under consideration, and made some progress in hearing and taking testimony offered by the friends of the bill, and that some important and lengthy amendments have been offered by the friends of the bill, which its friends and opponents wish should be printed for the information of the Assembly.

Your committee therefore report the fact to the Assembly, and recommend that the bill and amendments as offered be printed in their proper connection with the original bill.

G. W. KING,

*Acting Chairman.*

No. 1, A.,

With amendments reported thereto,

Was ordered to be so printed.

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The committee on State Affairs, to which was referred

No. 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein,

Have had the same under consideration, and report the same back with substitute, with recommendation that it pass.

Mem. No. 56, A.,

Petition of J. C. Place and 70 others, asking for a law for the preservation of fish in the waters of Pike Lake,

Report the same back with

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county,

Report the same back with amendment, and its passage recommended when so amended.

W. W. FIELD,

*Chairman.*

On motion of Mr. Field

No. 209, A.,

Was made special for this day at 11 o'clock A. M.



The committee on Lumber and Manufactures, to whom was referred

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company,

Respectfully report the same back to the House with amendment and recommend its passage when amended.

G. W. KING,

*Acting Chairman.*

The committee on Enrolled bills have examined the following bills and find them correctly enrolled :

No. 109, A.,

A bill to incorporate the Wausau Boom Company.

No. 102, A.,

A bill to incorporate the Watertown Boot and Shoe Manufacturing Company.

No. 99, A.,

A bill to amend chapter 466 of the private and local laws of 1868, entitled "an act to incorporate the Wisconsin railroad farm mortgage land company," and to legalize certain acts of the commissioners of said company.

No. 110, A.,

A bill to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

No. 40, A.,

A bill to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county

No. 120 A.,

A bill to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

No. 93, A.,

A bill to incorporate the United Evangelical St. John's Church congregation of Germantown, Washington county, Wisconsin.

No. 203, A.,

A bill to extend the time for the collection of taxes in the city of Chippewa Falls and the town of LaFayette, in the county of Chippewa.

No. 86 A.,

A bill to repeal chapter 203 of private and local laws of 1863, entitled "an act to incorporate the Grand River and Mississippi road company."

No. 5, A.,

A bill to authorize Albert Wood to keep and maintain a ferry across the Wisconsin river.

No. 181, A.,

A bill to extend the time for the collection of taxes in the town of Sharon, in Portage county, Wisconsin,

THOMAS' SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

The committee on Internal Improvements to whom was referred No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

Respectfully report the same back to the Assembly and recommend its passage.

G. C. HIXON,  
*Chairman.*

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The committee on Education, to whom were referred No. 243, A.,

A bill to incorporate Lake Geneva Seminary,

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys, and apportion the same to district No. 6,

Have had the same under consideration, and report the same back and recommend that they do pass.

The committee had also under consideration

No. 172, A.,

A bill to supply school officers with the "Journal of Education."

Report the same back with a substitute therefor and recommend its passage. The committee also respectfully recommend that the said substitute be printed.

C. C. KUNTZ,  
*Chairman.*

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The substitute reported to

No. 172, A.,

Ordered to be so printed.

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The committee on Incorporations, have had under consideration No. 293, A.,

• A bill to enable the towns of Sparta, Leon, Jefferson and Portland in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua in the county of Vernon,

And recommend its passage.

No 188 A.,

A bill to incorporate the Potosi & Mississippi Plank and Turnpike road company,

Return the same, and recommend its reference to the Grant County Delegation.

A. A. ARNOLD,  
*Chairman pro tem.*

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No. 188, A.,

Was so referred.

The committee on Agriculture, to whom the following bills were referred, have had the same under consideration, and instructed me to report back the following bills with the following recommendations:

No. 18, S.,

A bill to incorporate the Princeton Stock Growers' Association, No. 205, A.,.

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies,

With the recommendation that said bills do pass.

No. 257, A.,

A bill to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wildcats in the months of January and February in each year,"

With the recommendation that said bill be indefinitely postponed.

A. SHERMAN,

*Chairman.*

The committee on the Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report said bills back, with the following recommendations:

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir at law of Owen Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee,

With the recommendation that said bill be referred to the joint committee on Local Legislation.

No. 280, A.,

A bill to repeal chapter 184 of the general laws of 1869, entitled "an act relating to the collection of demands against ships, boats and vessels, and to revive and restore chapter 150 of the revised statutes, relating to the same subject, and to amend section 13 of said chapter; also, to revive and restore chapter 99 of the general laws of 1858, relating to the same subject.

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named,

Without amendment, with the recommendation that said bills do pass.

D. HALL.

*Chairman.*

No. 292, A.,

Was so referred.

The joint committee on Claims have had under consideration the following bills:

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States,

With amendment,

And have instructed me to report the same back and recommend its passage as so amended.

No. 237, A.,

A bill to appropriate to O. B. Lapham the sum therein named,

And report the same back with the recommendation that it do pass.

A. NICHOLS,

*Chairman.*

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The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled:

No. 88, A.,

A bill to amend section 8 of chapter 302 of the private and local (general) laws of 1861, entitled "an act to create the municipal court of the city and town of Ripon," approved April 15, 1861.

No. 9, A.,

A bill to change the name of Alice Marsh to Alice Barber, and make her the heir at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wisconsin.

No. 22, A.,

A bill to provide for the apportionment of school money in certain cases.

No. 48, A.,

A bill to amend section 7, of chapter 27, of private and local laws of 1868, entitled an act to incorporate the Boscobel and Crawford County Bridge Company.

No. 119, A.,

A bill to amend chapter 139 of the general laws of 1867, entitled "an act to reduce the price of swamp and overflowed lands, in certain cases"

No. 208, A.,

A bill to change the names of Parthena Newman, Rachel Newman and Samuel H. Newman, and to make them and Lovinia Hoskins the heirs of Jackson Von Vronkin and Jane Von Vronkin.

No. 183, A.,

A bill for sale of lands in Douglas county for unpaid taxes of 1869.

No. 76, A.,

A bill to amend chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the moneys arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes.

No. 13, A.,

A bill to authorize County Superintendents in certain counties therein named, to issue teachers' certificates to other County Superintendents in said counties.

M. C. No. 5, A.,

Memorial to the postmaster general for increase of mail service on mail route No 13,187, from Sextonville to Cazenovia, in Richland county.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on enrolled bills presented to his Excellency for approval, the following bills.

No. 32, A.,

A bill to amend chapter 276, of the private and local laws of 1857, entitled "an act to incorporate the village of Depera."

No 43, A.,

A bill to repeal chapter 174 of the general laws of 1869, an act entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees,

No. 259, A.,

A bill to extend the time for the collection of taxes in the several towns in the county of Door, Wisconsin.

THOMAS SANDERSON,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Dodge county delegation, to whom were referred

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, in the county of Dodge, state of Wisconsin,"

Have had said bill under consideration, and recommend its passage.

MARCUS TRUMER.

*Chairman.*

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 58, S.,

A bill to authorize and empower David Jennings to keep and maintain a ferry across the Wolf river.

No. 64, S.,

A bill to amend chapter 113, general laws of 1868, entitled "an act to amend chapter 182 of the revised statutes, entitled "of pardons."

No. 93, S.,

A bill to extend the time for the collection of taxes in the town of Hubbard, in the county of Dodge.

And that the Senate has concurred in

No. 158 A.,

A bill to amend chapter 58 of private and local laws of 1869, entitled "an act to revise, consolidate and amend an act entitled an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory, thereof, approved February 19, 1869.

No. 154, A.,

A bill to incorporate the Philatathean Society of Evansville Seminary.

No. 71, A.,

A bill to amend section one, chapter 128, general laws of 1867, entitled an act to prevent minors from playing at billiards and on bowling alleys and indulging in intoxicating drinks.

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

No. 125 A.,

A bill to repeal chapter 64 of the private and local laws of 1870, entitled "an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river at the village of Jenny."

No. 118 A.,

A bill to consolidate and amend the laws relating to trespassing on State lands.

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir-at-law of John Eckles.

No. 112, A.,

A bill to provide for the payment of fees to the witnesses for the defendant, in criminal cases, the same as to the witnesses in behalf of the state.

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage.

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools.

No. 307, A.,

A bill to extend the time for the collection of taxes in the town of Osceola, Fond du Lac county.

Jt. Res. No. 17, A.,

Joint resolution to authorize the quartermaster general to deliver to the institute for the blind certain specimens of arms.

Also, that the senate has indefinitely postponed

No. 190, A.,

A bill to repeal chapter 109, of the general laws of 1868, entitled an act to amend section 2, of chapter 177, of the revised statutes, entitled of indictments and proceedings before trials,

And

No. 18, A.,

A bill to amend section 1, of chapter 125, general, entitled an act to amend chapter 58 of the revised statutes, entitled of weights and measures.

#### SENATE MESSAGE CONSIDERED.

The following Senate bills were severally read a first and second time, and referred :

No. 58 S.,

A bill to authorize and empower David Jennings to keep and maintain a ferry across Wolf river.

To committee on Roads, Bridges and Ferries.

No. 64, S.,

A bill to amend chapter 113 of the general laws of 1868, entitled "an act to amend chapter 182 of the revised statutes, entitled 'of pardons,'"

To committee on Judiciary.

No. 93, S.,

A bill to extend the time for the collection of taxes in the town of Hubbard, in the county of Dodge.

To committee on Assessment and Collection of Taxes.

**BILLS REPORTED BY A COMMITTEE OF THE WHOLE.**

No. 45, A.,

A bill to make certain facts evidence of marriage.

Mr. McIntosh moved that the consideration of said bill be postponed to February 14, and made the special order for that day,

Which motion was lost, and

Said bill was indefinitely postponed.

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**MISCELLANEOUS PROCEEDINGS.**

Mr. Hall moved that the vote by which

No. 234 A.,

A bill to protect hotel keepers against fraud,

Was on yesterday lost,

Be reconsidered.

Mr. Maxon moved that the motion to reconsider be laid upon the table,

Which motion to table prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Ayres, Ball, Bate, Blake, Bowen, Bremner, P. R. Briggs, Chambers, Chase, Dana, Davis, Dick, Eastman, Fitzgerald, Galagan, Hammond, Harris, Heimdal, Hixon, Holloway, Hoye, J. W. Hoyt, Jeffers, Judd, Knøll, Lonergan, Marvin, Maxon, McCormick, Merriam, Merrill, Meyer, Montgomery, Morgan, More, Moulton, Otting, Peterson, Rhodes, Rounds, Rusch, Sherman, Smith, Swain, Torgerson, Wagner and Watts—47.

Those voting in the negative were

Messrs. Anderson, Arnold, Atwater, Bailey, Barnard, Cousins, Curtis, Fay, Field, Freeman, Hall, Kernan, King, McIntosh, Orton, Pease, Pengra, R. T. Powell, Richards, Richter, Rood, Sanderson, Semmann, Semple, Trumer, J. S. White, S. A. White and Mr. Speaker Smith—28.

Those absent and not voting were

Messrs. Allen, Bacon, Baker, Barnes, D. W. Briggs, Cheney, Coons, Fryer, Hinkley, Hoskins, C. M. Hoyt, Humphrey, Kuntz, Manson, McDill, McDonald, Mihills, Nichols, Ockler, O. S. Powell, Rankin, Samuelson, Thorn, Vaughn and Weil—25.

Mr. Pease moved that the vote by which

No. 200, A.,

A bill to provide for the election of town clerk and define his term of office,

Was on yesterday ordered engrossed,

Be reconsidered,

Which motion prevailed.



On motion of Mr. Field,  
The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On  
No. 209, A.,  
A bill to authorize the Commissioners of School and University  
Lands to loan the trust funds to school districts for the purpose of  
building school buildings thereon,

And  
The general file of bills,  
Mr. Sherman in the chair.

After some time spent therein, the committee rose, and through  
their chairman, reported as follows :

#### MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under con-  
sideration No. 209, A., and the general file of bills, and report  
as follows :

No. 209, A.,  
A bill to authorize the Commissioners of School and University  
Lands to loan the trust funds to school districts for the purpose of  
building school buildings thereon,  
With amendments.

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### BILLS REPORTED BY THE COMMITTEE OF THE WHOLE.

The substitute to  
No. 209, A.,  
As amended, was adopted, and  
Mr. Rood moved to amend said bill by re-inserting section 4, as  
reported by the committee on State Affairs,  
Which amendment was lost.  
Said bill was then ordered engrossed, and  
On motion of Mr. Orton,  
The rules were suspended, and  
Said bill was read a third time and passed,  
By the following vote :  
Those who voted in the affirmative were  
Messrs. Anderson, Arnold, Atwater, Bailey, Bate, Blake,  
Bowen, Bremner, P. R. Briggs, Chase, Davis, Dick, Eastman,  
Fay, Field, Fitzgerald, Galagan, Hall, Harris, Holmdal, Hixou,  
Holloway, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Judd, Keenan,  
King, Kuntz, Marvin, McCormick, Merrism, Merrill, Meyer-  
Moulton, Oetling, Orton, Pease, R. T. Powell, Rhodes, Rich,  
ards, Richter, Rood, Sanderson, Semple, Smith, Swain, Torge r  
son, Trumer, Vaughn, Watts, Weil, J. S. White, S. A. White  
and Mr. Speaker, Smith—56.

Those voting in the negative were

Messrs. Cousins, Hammond, Maxon and Sherman—4.

Those absent or not voting were

Messrs. Allen, Ayers, Bacon, Baker, Ball, Barnard, Barnes, D. W. Briggs, Chambers, Cheney, Coons, Curtis, Dana, Freeman, Fryer, Hinkley, C. M. Hoyt, Jeffers, Knoll, Lonergan, Manson, McDill, McDonald, McIntosh, Mihills, Montgomery Morgan, More, Nichols, Ockler, Pengra, Peterson, O. S. Powell, Rankin, Rounds, Rusch, Samuelson, Semman, Thorn and Wagner—41.

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Leave of absence was granted

To Messrs. Peterson and Pengra, to Monday evening.

To Mr. Lonergan, to Tuesday evening.

To Mr. Ball, to Wednesday evening.

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Mr. Field moved that the Assembly adjourn to 3 o'clock P. M.

Mr. Merrill moved that the Assembly adjourn.

The motion to adjourn was lost, and

The Assembly adjourned to 3 P. M.

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3 o'clock, P. M.

The Speaker called the Assembly to order.

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### BILL INTRODUCED,

Read first and second times and referred.

By Mr. Field :

No. 867, A.,

A bill relating to an act entitled "an act to incorporate the Fort Howard, Shawano and Mississippi railroad, and amendatory of section 8, of chapter 864, of the private and local laws of 1866 entitled 'an act to incorporate the Fort Howard, Shawano and Mississippi railroad.'"

To committee on Railroads.

By Mr. Field :

No. 369, A.,

A bill to incorporate the Fort Howard, Shawano and Mississippi Construction Company,

To committee on Railroads.

By Mr. Field :

No. 360, A.,

A bill to authorize the counties and towns through which the Fort Howard, Shawano and Mississippi railroad passes, to aid in its construction.

To committee on Railroads.

By Mr. Chase :

No. 370, A.,

A bill to legalize the action of the board of supervisors of the town of Stork, in Vernon county.

To committee on Judiciary.

By Mr. Hinckley :

No. 371, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to the town of Eagle, Waukesha county.

To committee on Education.

By Mr. Hall :

No. 372, A.,

A bill for the payment of the railroad license money to the towns, cities and incorporated villages which are justly entitled to the same,

To committee on Judiciary, and double number ordered printed.

#### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 240, A.,

A bill to incorporate the St John the Baptist Benevolent Society of the Valley of Chippewa ("Societe St. Jean Baptiste de Bienfaisance de la Vallée de la Chippewa.")

No. 214, A.,

A bill to organize the town of Cicero, in Outagamie county.

No. 200, A.,

A bill to provide for the election of town clerk, and to define his term of office.

No. 241, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

A. ROOD,

*Chairman.*

The committee on Engrossed Bills respectfully report that they have examined and compared the following bills and find them correctly engrossed :

No. 227, A.,

A bill to incorporate the Waterloo Library Dramatic Association.

No. 280, A.,

A bill to incorporate the village of Markesan, and to repeal chapter 222, of the private and local laws of 1868, entitled "an act to incorporate the village of Markesan, and acts amendatory thereof."

A. ROOD,  
*Chairman.*

### REPORTS OF SELECT COMMITTEES.

The Select committee, to whom was referred

No. 11, S.,

A bill to authorize the appointment of phonographic reporters for the circuit court of the several counties in the sixth judicial circuit,

Respectfully report the same back to the house, and recommend that it do pass.

G. W. KING,  
*Chairman.*

On motion of Mr. Fields,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Arnold in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

Mr. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the General File of bills, have made progress therein and report as follows :

No. 193, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county,

Without amendment.

No. 205 A.,

A bill to authorize the city of Milwaukee to construct a certain bridge,

With amendment.

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof,"

Without amendment.

No. 239, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company.

With amendment.

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes.

No. 268, A.,

A bill to authorize a special venire, when from any cause there is an entire absence of jurors of the regular panel.

No. 269 A.,

A bill relating to, and amendatory of, section 6 of chapter 160 of the general laws of 1859, entitled "an act to prescribe and limit the rate of interest."

No. 272, A.,

A bill concerning testimony.

No. 271, A.,

A bill to amend section 218 of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No. 284, A.,

A bill for the better protection of county lands.

No. 66, S.,

A bill to regulate the building of bridges across Manitowoc river, in the city of Manitowoc.

No. 82, S.,

A bill to legalize the acts of Bartholomew Ringle, county judge of Marathon county.

No. 308, A.,

A bill to change the name of Amund Kjustolson, of Waupun, to Amund Kjustolson Dahl,

Without amendment.

No. 11, A.,

A bill to authorize the Portage, Winnebago and Superior railroad company to extend its road from Superior

With amendment.

No. 27, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the First ward of said city.

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, county of Dodge, state of Wisconsin.

Without amendment.

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company,  
With amendment.

No. 237, A.,

A bill to appropriate to O. B. Lapham, the sum therein named.

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys and apportion the same to district No. 6.

No. 248, A.,

A bill to incorporate Lake Geneva Seminary.

No. 248, A.,

A bill to amend chapter 19 of the general laws of 1870, entitled an act to regulate the running of railroad trains in certain cases,

Without amendment.

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad,  
With amendment.

No. 257, A.,

A bill to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wildcats in the months of January and February of each year,"

Without amendment.

No. 276, A.,

A bill providing for the levying of a special tax in the second ward of the city of Milwaukee,

With amendment.

No. 249, A.,

A bill to revive and consolidate an act entitled "an act to incorporate the Wisconsin Valley Railroad Company," approved February 13, 1856, and the several acts amendatory thereto,

Without amendment.

No. 254, A.,

A bill to incorporate the village of Shawano.

No. 255, A.,

A bill to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales,

Without amendment.

No. 265, A.,

A bill to amend section 20, chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for tax-  
he levy of taxes thereon."

No. 266, A.,

A bill to amend sections 6 and 12 of chapter 15 of revised statutes, entitled of towns and town officers, and to repeal chapter 7 of the general laws of 1859, entitled "an act to amend sections 6 and 12 of revised statutes," entitled of towns and town officers,

With amendment.

No. 275, A.,

A bill to amend section 9, of chapter 27, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Business College."

No. 77, S.,

A bill to authorize Julius Sizer, and others to build and maintain a dam across Milwaukee river, in the county of Ozaukee,

Without amendment.

No. 55, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the 4th ward of said city.

No. 58, A.,

A bill to amend chapter 121 of the revised statutes, entitled "of the jurisdiction of justices of the peace in criminal cases, and proceedings therein,"

With amendment.

No. 159, A.,

A bill to provide the manner of laying out or altering highways by the county board of supervisors,

Without amendment.

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#### REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 27, 75, 193, 206, 215, 229, 243, 247, 248, 249, 254, 255, 264, 269, 275, 277 and 308, A.,

Were severally ordered engrossed.

The amendments reported to

Nos. 11, 55, 58, 205, 224, 239, 265, 262 and 276, A.,

Were severally concurred in, and

Said bills were severally ordered engrossed.

Nos. 159, 257, 271, 272 and 284, A.,

Were severally indefinitely postponed.

Nos. 66 and 77, S.,

Were severally ordered to a third reading.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 148, S.,

A bill to provide for the support of the poor in the county of Ozaukee, and to abolish the office of superintendent of the poor in said county.

And

No. 150, S.,

A bill to authorize the enlargement of the Beaver Dam cemetery, in the city of Beaver Dam.

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Leave of absence was granted,

To Messrs. J. W. Hoyt, McIntosh, Mayer, Sempie, Rhodes, Ayres, Knobel, Curtis and O. S. Powell until Monday evening, and

To Mr. Montgomery until Wednesday evening.

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On motion of Mr. Bailey,  
The Assembly adjourned.

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SATURDAY, FEBRUARY 11, 1871.

10 o'clock, A. M.

The Assembly met.

The Speaker in the chair.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Rankin :

Mem. No. 67, A.,

Of H. S. Pierpont and others against the passage of Bill No. 189, A.

To accompany 189 A.



By Mr. Judd :

Mem. No. 68, A.,

For the relief of Henry Daggett.

To committee on Claims.

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### RESOLUTIONS INTRODUCED.

By Mr. Pease :

Res. No. 24, A.,

WHEREAS, Our Legislature has been importuned by petitions, memorials and otherwise, to provide an institution for the education of feeble minded persons ;

AND WHEREAS, Certain members of the Assembly have been favorable to the experiment without any demonstration of results in other States ;

AND WHEREAS, Experience upon this subject furnishes the most convincing arguments in favor or against the utility of such an institution ; therefore

*Resolved*, That we have lost all confidence in the best of institutions or efforts to educate fools.

On motion of Mr. Pease,

Said resolution was referred to committee on State affairs.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Richards :

No. 373, A.

A bill to amend an act entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern railway company

To committee on Railroads.

By Mr. Vaughn :

No. 374, A.,

A bill to incorporate the Phillips' Colliery Manufacturing and Construction company.

To committee on Lumber and Manufactures.

By Mr. Hammond :

No. 375, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them ; and also other present indebtedness existing against the Beloit City School District.

To committee on Judiciary.

By Mr. Judd :

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

To committee on Claims.

By Mr. Rankin :

No. 377, A.,

A bill to amend chapter 105 of the revised statutes, entitled of the conveyance of real estate by executors and administrators in certain cases.

To committee on Judiciary.

By Mr. Rankin :

No. 378, A.,

A bill to amend chapter 103 of the revised statutes, entitled of the partition and distribution of estates.

To committee on Judiciary.

By Mr. Orton :

No. 379, A.,

A bill for the protection of minorities in municipal corporations.

To committee on State Affairs

By Mr. Judd :

No. 380, A.,

A bill to amend chapter 201 of the general laws of 1860, entitled an act concerning the transcribing of records.

To committee on State Affairs.

By Mr. Rood :

No. 380, A.,

A bill to authorize the Apple River Log Driving Company to flow certain lands, and to provide for making compensation to the owners thereof.

To committee on Internal Improvements.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled bills presented on the 10th inst. the following bills to his Excellency the Governor for approval :

No. 119, A.,

A bill to amend chapter 139 of the general laws of 1867, entitled "an act to reduce the price of swamp and overflowed lands, in certain cases."

No. 102, A.,

A bill to incorporate the Watertown Boot and Shoe Manufacturing Company.

No. 99, A.,

A bill to amend chapter 466 of the private and local laws of 1868, entitled "an act to incorporate the Wisconsin railroad farm mortgage land company," and to legalize certain acts of the commissioners of said company.

No. 110, A.,

A bill to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

No. 40, A.,

A bill to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county.

No. 120 A.,

A bill to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

No. 93, A.,

A bill to incorporate the United Evangelical St. John's Church congregation of Germantown, Washington county, Wisconsin.

No. 203, A.,

A bill to extend the time for the collection of taxes in the city of Chippewa Falls and the town of LaFayette, in the county of Chippewa.

No. 86 A.,

A bill to repeal chapter 203 of private and local laws of 1863, entitled "an act to incorporate the Grand River and Mississippi road company."

No. 5, A.,

A bill to authorize Albert Wood to keep and maintain a ferry across the Wisconsin river.

No. 181, A.,

A bill to extend the time for the collection of taxes in the town of Sharon, in Portage county, Wisconsin,

THOMAS SANDERSON,

*Chairman.*

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The committee on Education, to whom was referred

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers,

Have had the same under consideration, report the same back with a substitute, and recommend its passage, and respectfully recommend that the substitute be printed.

C. C. KUNTZ,

*Chairman.*

Said substitute was ordered printed.

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The committee on the Judiciary to whom was referred the following bills, have had the same under consideration, and have in-

structed me to report the same back with the following recommendations:

No. 819, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof, approved March 28, 1865.

No. 842, A.,

A bill to amend chapter 191 general laws of 1868, entitled an act relative to compensation of county judges,

Without amendments, and with the recommendation said bills do pass.

No. 826, A.,

A bill to repeal chapter 21, of the general laws of 1859, entitled an act in relation to undertakings and securities in certain cases.

No. 838, A.,

A bill to provide the jury a copy of the charge of the judge in all cases when required by any party to the action.

With the recommendation that said bills be indefinitely postponed.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto.

Reported back with amendments, with the recommendation that said bill do pass when so amended.

D. HALL,

*Chairman.*

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The committee on State Affairs to which was referred

No. 20, E.,

A bill to protect the public against unauthorized insurance agents.

Have had the same under consideration, and report the same back without amendment, and recommend that it be concurred in.

W. W. FIELD,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bill, and find it correctly engrossed:

No. 178, A.,

A bill to incorporate the Appleton Savings Bank.

A. ROOD,

*Chairman.*

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The committee on Engrossed Bills, have examined and find correctly engrossed

No. 205, A.,

A bill to authorize the city of Milwaukee to construct certain bridge.

A. ROOD,

*Chairman.*

[Said bill, No. 205, A. above reported, was read a third time and passed,

By the following vote :

Those voting in the affirmative were :

Messrs. Anderson, Atwater, Bailey, Barnard, Barney, Bate, Blake, Bowen, Chambers, Chase, Cousins, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Galagan, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Humphrey, Judd, Keenan, King, Marvin, Maxon, McCormick, Merriam, Merrill, Morgan, Nichols, Otting, Orton, Pease, R. T. Powell, Rankin, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semman, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Watts, Weil, S. A. White and Mr. Speaker, Smith—61.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Baker, Ball, Bremner, D. W. Briggs, P. R. Briggs, Cheney, Coons, Curtis, Fryer, Hall, Hoyer, C. M. Hoyt, J. W. Hoyt, Jeffers, Knell, Kuntz, Lonergan, Manson, McDill, McDonald, McIntosh, Meyer, Mihills, Montgomery, More, Moulton, Ockler, Pengra, Peterson, O. S. Powell, Rhodes, Semple, Thorn, Wagner and J. S. White—39.

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#### REPORTS OF SELECT COMMITTEES.

The select committee, consisting of the delegates from the counties of Clark, Jackson, Eau Claire, Juneau, Adams, Wood, Marathon, Portage, Dunn, Barron, Polk, Burnett, Douglas, Bayfield and Ashland, to whom was referred

No. 53, A,

A bill to authorize county boards of supervisors to appoint land inspectors, and to define their duties and the duties of the clerks of boards of supervisors and assessors,

Respectfully report the same back to the House, with amendments, and recommend its passage when amended.

G. W. KING,  
*Chairman.*

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#### BILLS AND RESOLUTIONS FROM THE SENATE ON THEIR FIRST AND SECOND READING.

No. 148, S.,

A bill to provide for the support of the poor in the county of Ozaukee, and to abolish the office of superintendent of the poor in said county,

Was read a first and second time, and

Referred to committee on Town and County Organization.

No. 150, S.,

A bill to authorize the enlargement of the Beaver Dam cemetery,  
in the city of Beaver Dam,

Was read a first and second time, and

Referred to the committee on Judiciary.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 66 S.,

A bill to regulate the building of bridges across Manitowoc river,  
in the city of Manitowoc,

No. 77 S.,

A bill to authorize Julius Sizer and others to build and maintain  
a dam across Milwaukee river, in the county of Ozaukee,

Were severally read a third time and concurred in.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 178, A.,

A bill fixing the time for holding terms of the circuit court in the  
tenth judicial circuit.

No. 227, A.,

A bill to incorporate the Waterloo Library Dramatic Association,

No. 230, A.,

A bill to incorporate the village of Markesan, and to repeal chap-  
ter 222 of the private and local laws of 1868, entitled an act to in-  
corporate the village of Markesan, and acts amendatory thereof.

No. 240, A.,

A bill to incorporate the St. John the Baptist Benevolent Society  
of the valley of the Chippewa, "Societe St. Jean Baptiste de  
Bienfaisance de la Vallie de la Ohippewa."

No. 214, A.,

A bill to organize the town of Cicero, Outagamie county.

No. 241, A.,

A bill to further provide for the duties and authority of the  
county board of supervisors, and to provide for filling vacancies in  
the board from cities and villages,

Were severally read a third time, and passed.

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#### BILLS REPORTED BY THE COMMITTEE OF THE WHOLE OF YESTERDAY.

No. 82, S.,

A bill to legalize the acts of Bartholomew Ringle, county judge  
of Marathon county.

Was indefinitely postponed.

No. 200, A.,

A bill to provide for the election of Town Clerk, and to define his term of office,

Mr. Swain moved that said bill be recommitted to a select committee of three.

Which motion was lost, and

On motion of Mr. Anderson,

Said bill was indefinitely postponed.

No. 237, A.,

A bill to appropriate to O. B. Lapham the sum therein named,

Was ordered engrossed.

The amendments to

No. 266, A.,

A bill to amend sections 6 and 12 of chapter 15 of the revised statutes, entitled of towns and town officers, and to repeal chapter 7 of the general laws of 1859, entitled an act to amend sections 6 and 12 of revised statutes, entitled of towns and town officers,

Was concurred in, and

Said bill was laid on the table.

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### MISCELLANEOUS PROCEEDINGS.

Mr. Richards moved that when the Assembly adjourn it be to Monday next at 7 1-2 o'clock P. M.,

Which motion prevailed.

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### SPECIAL ORDER.

On motion of Mr. Merrill,

No. 136, A.,

A bill to appropriate to the Home of the Friendless, Milwaukee, the sum of \$1,000.

No. 137, A.,

A bill to appropriate to St. Mary's Hospital, Milwaukee, the sum of \$1,000.

No. 138, A.,

A bill to appropriate to St. Rosa's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 139, A.,

A bill to appropriate to the St. Joseph's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 140, A.,

A bill to appropriate to the Milwaukee Orphan Association, Milwaukee, the sum of one thousand dollars.

No. 141, A.,

A bill to appropriate to the St. Aemelianus Orphan Asylum, Milwaukee, the sum of one thousand dollars

No. 142, A.,

A bill to appropriate to the Milwaukee Hospital, Milwaukee, the sum of one thousand dollars.

No. 143, A.,

A bill to appropriate to St. John's Church Home, Milwaukee, the sum of one thousand dollars.

No. 144, A.,

A bill to appropriate to the Wisconsin Seamans' Friends Home, Milwaukee, the sum of five hundred dollars,

No. 152 A.,

A bill to appropriate to the Milwaukee Protestant Orphan Asylum the sum of \$1,000,

No. 156, A.,

A bill to appropriate to the St. Mary's Orphan School, at Elm Grove, Waukesha county, the sum of \$500,

Were made the special order for Wednesday next at 11 o'clock A. M.

On motion of Mr. Field,

The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On

No. 20 S.,

A bill to protect the public against unauthorized insurance agents,

And the general file of bills,

Mr. Fay in the chair.

After some time spent therein the committee rose, and through their chairman, reported as follows :

**MR. SPEAKER :**

The Assembly in Committee of the Whole have had under consideration No. 20, S., and the general file of bills, and report back said bill and sundry others as follows :

No. 20, S.,

A bill to protect the public against unauthorized insurance agents, Without amendment.

No. 163, A.,

A bill to amend chapter 85, general laws of 1870, entitled "an act to provide for the representation of cities and incorporated villages in county board of supervisors,"

With amendment, to strike out all after the enacting clause.

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States,

With amendment.



## REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

No. 163, A.,

A bill to amend chapter 58, of the general laws of 1870; entitled  
"an act to provide for the representation of cities and incorporated  
villages in the county board of supervisors,"

Was, on motion of Mr. S. A. White,

Made the special order for Tuesday next at 11 o'clock,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bailey, Barnes, Bate, Bowen, Chambers,  
Cousins, Eastman, Fay, Field, Fitzgerald, Freeman, Galagan,  
Hall, Hammond, Holloway, Hoye, Judd, Keenan, King, Kuntz,  
Merriam, Merrill, Morgan, Orton, Rankin, Richards, Rounds,  
Rusch, Samuelson, Sanderson, Sherman, Swain, Vaughn, Watts,  
J. S. White, S. A. White and Mr. Speaker Smith—38.

Those voting in the negative were

Messrs. Anderson, Barnard, Chase, Dana, Dick, Harris, Heim-  
dal, Hixon, Maxon, Otting, Pease, Smith, Torgerson, Trumer  
and Weil—15.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Baker, Ball, Blake, Brem-  
ner, D. W. Briggs, P. R. Briggs, Cheney, Coons, Curtis, Davis,  
Fryer, Hinkley, Hoskins, O. M. Hoyt, J. W. Hoyt, Humphrey,  
Jeffers, Knell, Lonergan, Manson, Marvin, McCormick, McDill,  
McDonald, McIntosh, Meyer, Mihills, Montgomery, More, Moulton,  
Nichols, Ockler, Pengra, Peterson, O. S. Powell, R. T. Powell,  
Rhodes, Richter, Rood, Semmann, Sample, Thorn and Wagner—33.

The amendments to

No. 270, A.,

A bill to provide for the payment of the State agent for the set-  
tlement of war claims against the United States,

Was concurred in, and

Said bill was ordered engrossed.

No. 20, S.,

A bill to protect the public against unauthorized insurance  
agents,

Was ordered to a third reading.

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Leave of absence was granted to Messrs. McCormick and Wagner  
to Monday evening next.

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On motion of Mr. Freeman,  
The Assembly adjourned.

MONDAY, FEBRUARY 18, 1871.

7 1-2 o'clock, P. M.

The Assembly met.  
The Speaker in the chair.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Vaughn :

Mem. No. 69, A.,

Of Stephen Rowcliff, Wm. Kent, F. A. Dresser, and others, of Polk county, to repeal the act for the present system of county government, and re-enact the three commissioner system.

To committee on Town and County Organization.

By Mr. Pengra :

Mem. No. 70, A.,

Of H. T. Morn and 52 others, citizens of Brodhead, Green county, against the passage of Assembly bill No. 170, entitled "a bill to alter certain school districts."

To committee on Education.

By Mr. Merrill :

Mem. No. 71, A.,

For an amendment of the charter of the city of Janesville, so as to create a new ward in said city.

To accompany bill No. 386, A.

## RESOLUTIONS INTRODUCED.

Res No. 25, A.

*Resolved*, That Col. E. A. Calkins be invited to deliver his lecture on the "Psychology of Intemperance," and that the assembly chamber be given for that purpose on Wednesday evening, of this week.

On motion of Mr Pease,

The rules were suspended, and

Said resolution was adopted.

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BILLS INTRODUCED.

Read first and second times and referred :

By Mr. Curtis :

M. C. No. 7, A ,

Memorial in relation to an appropriation by congress for a harbor at Ahnapee, Wisconsin.

On motion of Mr Curtis

The rules were suspended, and

Said memorial was read a third time and passed.

By Mr. Pease :

M. C. No. 8, A.,

Memorial to congress for the improvement of the Fox and Wisconsin rivers.

To Select committee on that subject.

By Mr. Cheney :

No. 822, A.,

A bill to provide for extending the time for the collection of taxes in the town of Sparta in Monroe county.

On motion of Mr. Cheney,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Mibills :

No. 383, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac.

To committee on Incorporations.

By Mr. Vaughn :

No. 324, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled "an act to incorporate the Penoka and St. Croix Railroad Company."

To committee on Railroads.

By Mr. Arnold :

No. 385, A.,

A bill to amend section 2, chapter 104, of the general laws of 1870, entitled "an act to aid the West Wisconsin Railway Company."

To committee on Railroads.

By Mr. Merrill :

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 895 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 2, and to amend chapter 3 of chapter 474 of the local laws of 1866, entitled an act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.

To General File.

By Mr. Marvin :

No. 387, A.,

A bill to amend the charter of the village of Randolph.

To committee on Incorporations.

By Mr. Humphrey :

No. 388, A.,

A bill to amend chapter 93, general laws of 1858, entitled an act to authorize the incorporation of gas light and coke companies.

To committee on Incorporations.

By Mr. Keenan :

No. 389, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court.

To committee on Judiciary.

By Mr. Orton :

No. 390, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane in fixing the salaries of county officers.

To committee on Judiciary.

By Mr. Orton :

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and to cause a fence around the capitol park to be built.

To committee on State Affairs.

By Mr. McDill :

No. 392, A.,

A bill to amend chapter 267 of the private and local laws of 1858, entitled "an act to incorporate the city of Stevens Point, and to repeal section 2 of chapter 123 of the private and local laws of 1859, entitled 'an act to amend an act to incorporate the city of Stevens Point.'"

To committee on Incorporations.

By Mr. McDill :

No. 393, A.,

A bill to change the time for holding the terms of the circuit court in the county of Portage.

To committee on Judiciary.

By Mr. McDill :

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association.

To committee on Incorporations.

By Mr. Curtis :

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company.

To committee on Railroads.

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### REPORTS OF STANDING COMMITTEES.

The committee on Local Legislation, to whom was referred

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir at law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin,

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owen Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee,

Have had the same under consideration and have instructed me to report the same back to the Assembly without amendment and recommend their passage.

D. D. CHENEY,

*Chairman.*

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The committee on Incorporations, have had under consideration

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

**No. 325, A.,**

A bill to amend chapter 268, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

**No. 306, A.,**

A bill to repeal section 2, of chapter 152, of the private and local laws of 1866, entitled an act to amend the act entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.

**No. 317, A.,**

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.

**No. 332, A.,**

A bill to amend an act entitled an act to incorporate the Milwaukee Liedertafel, approved February 20th, 1868.

And respectfully recommend their passage.

Also,

**No. 298, A.,**

A bill to incorporate the Bay View and City Omnibus Company, And recommend that it be referred to the Milwaukee County Delegation.

A. A. ARNOLD,

*Chairman pro tem.*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

**No. 24 S.,**

A bill to provide for the construction of new roofs on the south wing of the State prison, and on the female prison at Waupun.

**No. 67, S.,**

A bill to cause a survey of certain creeks and streams of water in the city of Manitowoc, and to regulate and record the courses of of such creeks and streams of water.

**No. 125, S.,**

A bill to incorporate the Darlington Water-power Improvement Company.

**No. 87, S.,**

A bill to amend and correct section 1 of chapter 74 of the revised statutes, entitled "Of Free Masons, Odd Fellows, and other similar societies."

**No. 86, S.,**

A bill to incorporate the Mutual Insurance Company of the order of Hermann's Sons of Wisconsin.

No. 79, S.,

A bill to incorporate the Waupaca Agricultural and Mechanical Manufacturing Company.

No. 60, S.,

A bill to change the name of William Jonke, of the city and county of La Crosse, to that of William Steinlein.

No. 101, S.,

A bill to amend chapter 153, general laws of 1869, entitled an act to codify the laws of this state relating to highways and bridges,

No. 114, S.,

A bill to appropriate the sum of \$12 to Charles Vedder, for services as messenger for state board of equalization for the year 1870.

No. 113, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

No. 112, S.,

A bill to appropriate the sum of \$80 to James M. Ball, for services as clerk of committee of state board of equalization for the year 1870.

No. 97, S.,

A bill to extend the time for the collection of taxes in the town and city of Grand Rapids, and the town of Centralia, in Wood county.

No. 85, S.,

A bill to incorporate the Dunlieth, La Crosse and St. Croix River Shore Railroad Company.

No. 104, S.,

A bill to legalize the proceedings of the board of supervisors of the county of Washington, in certain proceedings therein mentioned.

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#### SENATE MESSAGE CONSIDERED.

The following bills were severally read a first and second times and referred :

No. 24, S.,

To General File.

No. 60, S.,

To committee on Local Legislation.

No. 67, S.,

To committee on Town and County Organization.

No. 79, S.,

To committee on Incorporations.

No. 85, S.,

To committee on Railroads.

No. 86, S.,

To committee on Judiciary.

No. 95, S.,  
To committee on Assessment and Collection of Taxes,  
No. 101, S.,  
To committee on Judiciary.  
No. 112, S.,  
To General File.  
No. 113, S.,  
To the General File.  
No. 114, S.,  
To the General File.  
No. 125, S.,  
To committee on Incorporations.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in,

No. 185, A.,

A bill to enable certain counties, towns, cities and incorporated villages to aid the construction of the Sheboygan and Fond du Lac Railroad,

And

No. 121, A.,

A bill to amend chapter 93 of the private and local laws of 1867, entitled an act to authorize the counties and towns through which the Green Bay and Lake Pepin Railroad passes, to aid in its construction,

And

No. 83, A.,

A bill to amend section one of chapter 153 of the revised statutes, entitled "of liens of mechanics and others,"

No. 81, A.,

A bill to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 577 of the private and local laws of 1870, amendatory thereof.

And also,

No. 47, A.,

A bill to define certain powers of the supervisors of the town of Preble in Brown county.



## SENATE BILLS ON THIRD READING.

No. 20, S.,

A bill to protect the public against unauthorized insurance agents,  
Was read a third time and concurred in.

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## ASSEMBLY BILLS READY FOR THIRD READING.

No. 173, A.,

A bill to incorporate the Appleton Savings Bank,  
Was read a third time and passed.

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## BILLS REPORTED BY THE COMMITTEE OF THE WHOLE.

The amendment to

No. 53, A.,

A bill authorizing county boards of supervisors to appoint land inspectors and to define their duties and the duties of the clerks of the boards of supervisors and assessors,

Was amended on motion of Mr. P. R. Briggs, by striking out the word "Juneau," and

On motion of Mr. Cheney, by striking out the word, "Jackson."

Mr. S. A. White moved to strike out the word "Ashland,"

Which was lost,

And the amendment, as amended, was adopted, and

Said bill was ordered engrossed.

On motion of Mr. Manson,

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon,

Was recommitted to

The Judiciary committee.

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On motion of Mr. Richards,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Hall in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

**Mr. SPEAKER :**

The Assembly, in Committee of the Whole, have had under consideration the General File of bills, have made progress therein and report as follows :

No. 256, A.,

A bill to authorize county boards of supervisors to detach from cities and villages, lands not laid out into lots,

With amendment.

No. 199 A.,

A bill relating to a certain highway in the town of Oak Creek, in the county of Milwaukee.

No. 280, A.,

A bill to repeal chapter 184 of the general laws of 1869, entitled " an act relating to the collection of demands against ships, boats and vessels, and to revive and restore chapter 150 of the revised statutes, relating to the same subject, and to amend section 13 of said chapter ; also, to revive and restore chapter 99 of the general laws of 1858, relating to the same subject.

No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Portland in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua in the county of Vernon.

No. 305, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies,

Without amendment.

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

With amendment.

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

No. 347, A.,

A bill to change the name of District No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

No. 11, S.,

A bill to authorize the appointment of phonographic reporters for the circuit court of the several counties in the sixth judicial circuit.

No. 18, S.,

A bill to incorporate the Princeton Stock Growers' Association,  
Without amendment.

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#### REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

The amendment reported to

No. 256, A.,

Which was to strike out all after the enacting clause,

Was adopted, and

On motion of Mr. Anderson,

Said bill was indefinitely postponed.

No. 199, A.,

Was indefinitely postponed.

Nos. 280, 281, 293, 305 and 318, A.,

Were severally ordered engrossed.

Nos. 11 and 18, S.,

Were severally ordered to a third reading.

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Mr. Wagner moved a

#### CALL OF THE HOUSE.

Which motion being seconded,

And the roll being called,

The absentees with leave were

Messrs. Fitzgerald, Hinkley, Hoskins, C. M. Hoyt, Montgomery,  
Semmann, Semple and Thorn.

The absentees without leave were

Messrs. Bacon, Baker, Barnard, Field, Hixon, Merriam, O. S.  
Powell, R. T. Powell and Torgerson.

Mr. Bailey moved that further proceedings under the call be dispensed with,

Which motion was lost

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Atwater, Ayres, Bailey, Bowen, Bremner,  
Dick, Eastman, Hall, Harris, Holloway, Humphrey, Jeffers, Judd,  
Keenan, King, Manson, Marvin, McCormick, Merrill, Meyer, Mor-  
gan, More, Moulton, Otting, Orton, Pengra, Peterson, Rood,  
Samuelson, Sherman, Smith, Watts Weil and Mr. Speaker Smith  
—55.

Those voting in the negative were

Messrs. Allen, Arnold, Barnes, Bate, P. R. Briggs, Chambers,  
Chase, Cheney, Coons, Cousins, Curtis, Dana, Fay, Freeman, Gala-  
gan, Hammond, Heimdal, Hoyer, J. W. Hoyt, Knoll, Kuntz,  
Lonergan, Maxon, McDill, McDonald, McIntosh, Mihills, Nichols,

Ockler, Pease, Rankin, Rhodes, Richards, Richter, Rounds, Rusch, Sanderson, Swain, Trumer, Vaughn, Wagner and J. S. White—42.

Those absent and not voting were

Messrs. Bacon, Baker, Ball, Barnard, Blake, D. W. Briggs, Davis, Field, Fitzgerald, Fryer, Hinkley, Hixon, Hoskins, O. M. Hoyt, Merriam, Montgomery, O. S. Poweil, R. T. Powell, Semmann, Semple, Thorn, Torgerson and S. A. White—23.

Mr. Hood moved that the Assembly do now adjourn,

Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Ayers, Cousins, Curtis, Dick, Eastman, Hall, Harris, Holloway, Humphrey, Jeffers, Judd, Keenan, King, Merrill, Meyer, More, Moulton, Oetling, Pease, Pengra, Peterson, Rood, Sanderson, Sherman, Smith, Watts and Weil—28.

Those voting in the negative were

Messrs. Allen, Anderson, Atwater, Bailey, Barnes, Bate, Chambers, Chase, Cheney, Coons, Dana, Fay, Freeman, Galagan, Hammond, Heimdal, Hoyer, J. W. Hoyt, Knell, Kuntz, Lonergan, Maxon, McCormick, McDill, McDonald, McIntosh, Mihills, Morgan, Nichols, Ockler, Rankin, Rhodes, Richards, Richter, Rounds, Rusch, Samuelson, Swain, Trumer, Vaughn, Wagner, J. S. White, S. A. White and Mr. Speaker, Smith—41.

Those absent or not voting were

Messrs. Bacon, Baker, Ball, Barnard, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Davis, Field, Fitzgerald, Fryer, Hinkley, Hixon, Hoskins, O. M. Hoyt, Manson, Marvin, Merriam, Montgomery, Orton, O. S. Powell, R. T. Powell, Semmann, Semple, Thorn and Torgerson—28.

Mr. Fay moved that further proceedings under the call be dispensed with,

Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Ayres, Bailey, Bremner, Chase, Cousins, Curtis, Dick, Eastman, Fay, Hall, Harris, Holloway, Humphrey, Jeffers, Merrill, Meyer, Mihills, More, Moulton, Oetling, Orton, Pengra, Peterson, Rhodes, Rood, Sherman, Smith, Weil and Mr. Speaker Smith—29.

Those voting in the negative were,

Messrs. Anderson, Arnold, Atwater, Barnes, Bate, Chambers, Cheney, Coons, Dana, Freeman, Galagan, Hammond, Heimdal, Hoyer, J. W. Hoyt, Judd, Keenan, King, Knell, Kuntz, Lonergan, Manson, Maxon, McCormick, McDill, McDonald, McIntosh, Morgan, Nichols, Ockler, Pease, Rankin, Richards, Richter, Rounds, Rusch, Samuelson, Sanderson, Swain, Trumer, Vaughn, Wagner, Watts, J. S. White and S. A. White—46.

Those absent and not voting were,

Messrs. Bacon, Baker, Ball, Barnard, Blake, Bowen, D. W. Briggs, P. R. Briggs, Davis, Field, Fitzgerald, Fryer, Hinkley,

Hixon, Hoskins, C. M. Hoyt, Marvin, Merriam, Montgomery, O. S. Powell, R. T. Powell, Semmann, Semple, Thorn and Torger-son—25.

On motion of Mr. Weil,

The Assembly adjourned,

By the following vote :

Those voting in the affirmative were

Messrs. Ayres, Bailey, Bremner, P. R. Briggs, Chase, Curtis, Davis, Dick, Eastman, Hall, Harris, Holloway, Hoyer, Humphrey, Jeffers, Judd, King, Marvin, Merrill, Meyer, Mihills, More, Moulton, Nichols, Otling, Orton, Pease, Pengra, Peterson, Rhodes, Rood, Rounds, Sanderson, Sherman, Smith, Watts, Weil, and Mr. Speaker, Smith—38.

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Atwater, Barnes, Cheney, Coons, Dana, Freeman, Galaghan, Hammond, Heimdal, J. W. Hoyt, Keenan, Knoll, Kuntz, Loneragan, Manson, Maxon, McCormick, McDill, McDonald, McIntosh, Morgan, Ockler, Rankin, Richards, Richter, Rusch, Samuelson, Swain, Trumer, Vaughn, Wagner J. S. White and S. A. White—35.

Those absent or not voting were

Messrs. Bacon, Baker, Ball, Barnard, Bate, Blake, Bowen, D. W. Briggs, Chambers, Cousius, Fay, Field, Fitzgerald, Fryer, Hinkley, Hixon, Hoskins, C. M. Hoyt, Merriam, Montgomery, O. S. Powell, R. T. Powell, Semmann, Semple, Thorn and Torger-son—27.

TUESDAY, FEBRUARY 14, 1871,

10 o'clock, A. M.

The Assembly met.

The Speaker in the chair.

Prayer by Rev. Mr. Thuringer.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Rankin :

Mem. No. 72, A.,

Of T. Windiate and others against the passage of Assembly bill No. 189.

To accompany bill No. 189 A.

By Mr. Bate :

Mem. No. 73, A.,

Of 987 citizens of Chippewa county asking for a grant of lands to aid in the improvement of Chippewa river above Chippewa Falls.

To committee on State Affairs.

By Mr. Bate :

Mem. No. 74, A.,

Of citizens of the town of Wheaton on same subject.

To committee on State Affairs.

By Mr. Bate :

Mem. No. 75, A.,

Of citizens of the town of Lafayette, on the same subject.

To committee on State Affairs.

By Mr. Bate :

Mem. No. 76, A.,

Of citizens of the town of Eagle Point, on the same subject.

To committee on State Affairs.

By Mr. Bate :

Mem No. 77, A.,

Of 62 citizens of the towns of Sigel and Edson, on the same subject.

To committee on State Affairs.

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### BILLS INTRODUCED.

Read first and second times and referred

By Mr. Swain :

No. 396, A.

A bill to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

To committee on Incorporations.

By Mr. Harris :

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

To committee on Education.

By Mr. Bate :

No. 398, A.,

A bill to legalize the assessment, levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax.

To committee on Judiciary.

By Mr. Bremner :

No. 399 A.,

A bill to facilitate the settlement of damages to lands overflowed.

To committee on Judiciary.

By Mr. P. R. Briggs :

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

To committee on Incorporations.

By Mr. Manson :

No. 401 A.,

A bill in relation to the collection of taxes,

To committee on Assessments and Collection of Taxes.

By Mr. McDill :

No. 402, A.,

A bill to extend the time for the collection of taxes in the towns of Stockton and Plover, in Portage county.

To General File.

By Mr. Rounds :

No. 403, A.,

A bill to authorize the town of Winneconne, in Winnebago county, to issue bonds to construct a bridge across the Wolf River.

To committee on Roads, Bridges and Ferries.

By Mr. Ayres :

No. 404, A.,

A bill to repeal chapter 489 of the private and local laws of 1870, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled an act to incorporate the borough of Fort Howard, and acts amendatory thereto, approved March 13, 1856.

To committee on Judiciary.

By Mr. Rankin :

No. 405, A.,

A bill to further regulate Life Insurance in the State of Wisconsin.

To committee on State Affairs.

By Mr. Rood :

No. 406, A.,

A bill relating to the sale of lands for unpaid taxes and the conveyance and redemption thereof in the county of Adams.

On motion of Mr. Rood,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Ayres :

No. 407, A.,

A bill to legalize the assessment and equalization of the taxes for the year 1870 in Shawano county.

To committee on Assessment and Collection of Taxes.

By Mr. Orton :

No. 408, A.

A bill to incorporate the Madison Driving Park Association.

To committee on Incorporations.

By Mr. McCormick :

No. 409, A.,

A bill to authorize Julian Albrecht and others to build and maintain a pier extending into the waters of Green Bay.

On motion of Mr. McCormick,

The rules were suspended, and

Said bill was read third time and passed.



By Mr. Ronnds :

No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

To committee on Federal Relations.

By Mr. Field :

No. 411, A.,

A bill to change the name of William Sabins to William Bishop, and to make him the heir-at-law of Thomas W. and Joanna H Bishop.

To committee on Local Legislation.

By Mr. Vaughn :

M. C. No. 9, A.

1. For the renewal of the grants of lands heretofore made by the United States to aid in the construction of a railroad from St. Croix river or lake to the west end of Lake Superior and to Bayfield.

2. For the passage of an act, should said grant not be renewed, authorizing those who have selected homesteads within its limits to select, each 80 acres additional, and providing for the issue by the commissioner of the general land office, to each settler who has paid since the passage of the grant, June 3d, 1856, double the minimum price for lands remaining to the United States within the limits of the grant, a certificate for the excess paid over \$1.25 per acre, such certificate to be receivable in payment of other public lands of the United States subject to entry.

On motion of Mr. Vaughn,

The rules were suspended, and

Said memorial was passed.

And the usual number of said memorial were ordered printed.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled :

No. 118, A.,

A bill to consolidate and amend the laws relating to trespassing on state lands.

No. 112, A.,

A bill to provide for the payment of fees to the witnesses for the defendant in criminal cases the same as to the witnesses on behalf of the state.

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage.

No. 185, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

No. 307, A.,

A bill to extend the time for the collection of taxes in the town of Osceola, Fond du Lac county.

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin, to be taught in the common schools.

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir-at-law of John Eckles.

No. 71 A.,

A bill to amend section 1, chapter 128, general laws of 1867, entitled "an act to prevent minors from playing at billiards, and on bowling alleys, and indulging in intoxicating drinks.

No. 125 A.,

A bill to repeal chapter 64 of the private and local laws of 1870, entitled "an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river at the village of Jenny."

No. 154, A.,

A bill to incorporate the Philalathean Society of Evansville Seminary.

THOS. SANDERSON,

*Chairman.*

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The committee on Legislative Expenditures have had under consideration

Jt. Res. No. 9, A.,

Providing a joint select committee to ascertain the number of employees, amount of stationery, stamps, &c., drawn by each employee,

And report the same back and recommend that it be indefinitely postponed.

No. 333, A.,

A bill to amend chapter 3 of the general laws of 1869, entitled "an act to provide postage stamps for the use of members of the Legislature,

With the recommendation that it do pass.

H. A. CHASE,

*Chairman.*

The committee on Local Legislation, to which was referred  
No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Frederick Stahl, and constituting him the heir-at-law of Frederick Stahl and Catharine Stahl, of the county of Pepin, and State of Wisconsin,

Have had the same under consideration, and report the same back without amendment, and recommend its passage.

D. D. CHENEY,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 255, A.,

A bill to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales.

No. 27, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the first ward of said city.

No. 248, A.,

A bill to amend chapter 19 of the general laws 1870, entitled an act to regulate the running of railway trains in certain cases.

No. 237, A.,

A bill to appropriate to O. B. Lopham, the sum therein named.]

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof."

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States.

No. 55, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the 4th ward of said city.

A. ROOD,

*Chairman.*

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The committee on Enrolled bills presented to his Excellency, the Governor, for his approval, the following bills, this 14th day of February :

No. 88, A.,

A bill to amend section 8, chapter 302, of the private and local laws of 1861, entitled an act to create the municipal court of the city and town of Ripon, approved April 15, 1861.

No. 9 A.,

A bill to change the name of Alice Marsh to Alice Barber, and to make her the heir-at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wis.

No. 22, A.,

A bill to provide for the apportionment of school money in certain cases.

No. 48, S.,

A bill to amend section 7, of chapter 27, of private and local laws of 1868, entitled an act to incorporate the Boscobel and Crawford County Bridge Company.

No. 208, A.,

A bill to change the names of Parthena Newman, Rachel Newman and Samuel H. Newman, and to make them and Lovinia Hoskins the heirs of Jackson Von Vronkin and Jane Von Vronkin.

No. 183, A.,

A bill for sale of lands in Douglas county for unpaid taxes of 1869.

No. 76, A.,

A bill to amend chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the moneys arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes.

No. 13, A.,

A bill to authorize County Superintendents in certain counties therein named, to issue teachers' certificates to other County Superintendents in said counties.

M. C. No. 5, A.,

Memorial to the postmaster-general for increase of mail service on mail route No. 13,187, from Scxtonville to Cazenovia, in Richland county.

THOMAS SANDERSON,

*Chairman.*

### [REPORT OF SELECT COMMITTEE.

The Rock County Delegation, to whom was referred,

No. 349, A.,

A bill to amend chapter 253, of the private and local laws of 1868, entitled an act to amend chapter 176, of the private and local laws of 1857, entitled an act to amend an act entitled an act to incorporate the city of Beloit, approved March 31, 1856,

Have had the same under consideration, and report said bill back with the recommendation that it do pass.

JOHN HAMMOND,

*Chairman.*

On motion of Mr. Hammond,  
The rules were suspended, and  
Said bill was read a third time and passed.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 11, S.,

A bill to authorize the appointment of phonographic reporters for the circuit court of the several counties in the sixth judicial circuit.

No. 18, S.,

A bill to incorporate the Princeton Stock Growers' Association,  
Were severally read a third time and concurred in.

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#### BILLS REPORTED BY THE COMMITTEE OF THE WHOLE OF YESTERDAY, CONSIDERED.

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

No. 347, A.,

A bill to change the name of District No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes,

Were severally ordered engrossed.

The amendment reported by the Committee of the Whole to

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state,

Was adopted.

Mr. King then offered the following as an amendment to section two:

1. Strike out all after the word contract in the 19th line and insert the words, "provided, that if the county board of supervisors shall divide any town or set off any portion of any town, that has voted to subscribe any sum of money to aid in the construction of any railroad, provision shall be made in the order setting off or dividing such town, for the payment of some definite proportion of the interest and principal of the bonds issued by such town as the said board may deem equitable, by that portion of the town so set off.

Mr. P. R. Briggs offered the following as a substitute to the preceding, offered by Mr. King:

By inserting after the word territory, in the 18th line of the printed bill, section two, the following words: "Except to form new towns, cities or villages, and no such formation or alteration

shall be construed in any manner to release any such territory from its liability to redeem such bonds, or its proper proportion thereof," and also to insert after the word diminished, in 20th line of said section, the words, "except as above stated."

The substitute proposed by Mr. P. R. Briggs was rejected, and

The amendment offered by Mr. King, was lost.

Mr. Maxon offered the following as an amendment :

Amend by adding after the word "be," in line seventeen, section 2, of printed bill, "provided that a majority of all the votes cast shall be in favor of such aid, and shall be equal or not less than a majority of the votes cast at the next preceding annual town meeting in such town."

Mr. Rood offered the following as a substitute to Mr. Maxon's amendment :

If the votes cast for the proposition shall be equal to a majority of the votes cast at the preceding town election,

Which was rejected.

Mr. King then offered the following :

Insert after the word "road," in the fifth line of section one of the printed bill, "which call must be signed by a majority of the voters residing in said town as shown by the last poll list."

Mr. Rood offered the following as a substitute to the amendment proposed by Mr. Maxon :

"The vote cast in favor of the proposition shall be equal to a majority of all the tax-paying voters of the town,"

Which substitute was rejected,

And the amendment of Mr. King was lost,

And the amendment proposed by Mr. Maxon was adopted.

Mr. Bowen proposed the following amendment :

Strike out all after and including the words "it shall not be," in the seventeenth line of section 2 of the printed bill,

Which was rejected.

Mr. McIntosh moved that said bill be indefinitely postponed,

Which motion was lost,

And said bill was ordered engrossed.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 155, S.,

A bill to repeal chapter 237, private and local laws of 1868, entitled "an act to incorporate the village of North La Crosse, La Crosse county, Wisconsin," and the various acts amendatory thereof, and to create the 5th ward of the city of La Crosse.

No. 157, S.,

A bill to authorize Alvin C. Allen and others to erect and maintain a boom on the Mississippi river.

No. 118, S.,

A bill to change the name of Nellie Gordon to Nellie Parton, and to make her the heir-at-law of Alva Parton and Rebecca Parton.

No. 76, S.,

A bill to lay out a state road from the village of Avoca, in the county of Iowa, to the village of Platteville, in the county of Grant.

No. 106, S.,

A bill to amend section 75 of the general laws of 1863, relating to common schools, and to provide for the collection of taxes in certain cases.

No. 91, S.,

A bill to authorize the Chicago and Northwestern railway Company to consolidate with the Baraboo Air Line railroad company, and other railroad companies therein named.

No. 105, S.,

A bill authorizing Warren C. Ellis of the city of Beaver Dam, county of Dodge, and state of Wisconsin, to do and perform certain acts,

And,

No. 38, S.,

A bill to amend chapter 482, private and local laws of 1868, entitled an act to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named.

No. 115, S.,

A bill to change the names of William Henry Fox and Eugenie Lydia Fox to William Henry Atkinson and Eugenia Lydia Atkinson.

No. 103, S.,

A bill to authorize the city of La Crosse to aid in the construction of a state normal school building in said city.

No. 116, S.,

A bill to authorize the mayor and common council of the city of Buffalo, in Buffalo county, and their successors in office, to keep and maintain a ferry across the Mississippi river, at the city of Buffalo, in said county.

No. 74, S.,

A bill to appropriate to L. B. Hills a sum of money therein named.

No. 99, S.,

A bill to appropriate to the members of the visiting committee each \$100.

And has concurred in

No. 352, A.,

A bill to extend the time for collecting the taxes in the counties of Oconto and Shawano.

No. 227, A.,

A bill to incorporate the Waterloo Library and Dramatic Association.

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SENATE MESSAGE CONSIDERED.

The following Senate bills were severally read a first and second times and referred :

Nos. 74, 99 and 118, S.,

To General File.

Nos. 38 and 116, S.,

To committee on Roads, Bridges and Ferries.

No. 91, S.

To committee on Railroads.

No. 76, S.,

To committee on State Affairs.

Nos. 103 and 106, S.,

To committee on Education.

Nos. 105 and 115, S.,

To committee on Local Legislation.

No. 155, S.,

To the La Crosse county Delegation.

No. 157, S.,

To committee on Internal Improvements.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in the passage of

No. 309, A.,

A bill to appoint commissioners to lay out and establish a public highway on the line between the counties of Kewaunee and Door, Wisconsin.

No. 246, A.,

A bill to amend chapter 499 of the private and local laws of 1870, entitled an act to incorporate the West Bend Railroad Company.

And has amended and concurred in as amended

No. 14, A.,

A bill to amend chapter 117 of the laws of 1869, entitled "an act to provide for a system of county highways in Brown county, and for the adoption of such system by other counties."



No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad Company.

No. 68, A.,

A bill to incorporate the Milwaukee and Northwestern Railway Company.

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SENATE MESSAGE CONSIDERED.

The amendment to

No. 14, A.,

Was concurred in.

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SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 104, S.,

A bill to legalize the proceedings of the board of supervisors of the county of Washington, in certain proceedings therein mentioned, Was read a first and second times, and

On motion of Mr. Weil,

Referred to the Washington county delegation.

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On motion of Mr. Jeffers,

No. 163, A.,

A bill to amend chapter 58, of the general laws of 1870, entitled "an act to provide for the representation of cities and incorporated villages in the county board of supervisors,"

Being the

SPECIAL ORDER

For this hour, was taken up.

The amendment reported by the committee of the whole "to strike out all after the enacting clause,"

Was lost.

Mr. Jeffers moved that said bill be indefinitely postponed,

Which motion prevailed.

Mr. Rood moved that the vote by which said bill was indefinitely postponed be reconsidered.

Mr. Pease moved that said motion to reconsider, be laid upon the table,

Which motion to table prevailed,

By the following vote,

Those voting in the affirmative were

Messrs. Anderson, Arnold, Atwater, Baker, Barnard, Barnes, Bowen, Bremner, Chase, Cheney, Dana, Davis, Dick, Eastman, Fitzgerald, Galagan, Hall, Hammond, Harris, Heimdal, Hixon, Holloway, Hoyer, Lonergan, Manson, Marvin, Maxon, McDonald, Meyer, Mibills, More, Moulton, Nichols, Oetling, Pease, Pengra, Peterson, Rusch, Samuelson, Smith, Trumer, Wagner, Watts and Weil—44.

Those voting in the negative were,

Messrs. Allen, Bailey, Bate, P. R. Briggs, Chambers, Coons, Cousins, Curtis, Field, Humphrey, J. W. Hoyt, Jeffers, Judd, Keenan, King, McDill, McIntosh, Merriam, Merrill, Orton, O. S. Powell, R. T. Powell, Rankin, Rhodes, Rood, Rounds, Sanderson, Sherman, Swain, Vaughn, J. S. White, S. A. White and Mr. Speaker Smith—33.

Those absent and not voting were,

Messrs. Ayres, Bacon, Ball, Blake, D. W. Briggs, Fay, Freeman, Fryer, Hinkley, Hoskins, C. M. Hoyt, Knoll, Kuntz, McCormick, Montgomery, Morgan, Ockler, Richards, Richter, Seeman, Semple, Thorn, and Torgerson—23.

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Mr. J. S. White moved that the vote by which  
No. 20, S.,

A bill to protect the public against unauthorized insurance agents,

Was on yesterday concurred in, b- reconsidered, and that the consideration of said motion to reconsider, be postponed until to-morrow morning,

Which motion to postpone, prevailed.

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Leave of absence was granted to Mr. Morgan for the balance of this week.

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On motion of Mr. Swain,  
The Assembly adjourned.

W. H. H.

WEDNESDAY, FEBRUARY 15, 1871.

10 o'clock, A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Dr. Brown.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. McIntosh :

Mem. No. 78, A.,

Of Patrick Manahan and 152 others, in relation to frauds by town officers, in the town of Freedom, in Outagamie county.

To committee on Town and County Organization.

By Mr. Bailey :

Mem. No. 79, A.,

Of A. C. Cushman and 82 others against any amendment to bill No. 26, S., entitled "To authorize the reviewing of the State roads from Lone Rock, in Richland county, to Kickapoo Center, in Vernon county.

To accompany bill on same subject.

By Mr. Atwater :

Mem. No. 80, A.,

Of E. P. Smith and 149 others of the city of Beaver Dam, to enlarge the cemetery of said city.

To accompany bill No. 150, S.

By Mr. Atwater :

Mem. No. 81, A.,

Of A. Scott Sloan and 71 others, of the city of Beaver Dam, against enlarging the cemetery of said city.

To accompany bill No. 150, S.

By Mr. King: .

Mem. No. 82, A.

Memorial for laying out State road from Humbird, Clark county, to a point in Jackson county therein named.

To committee on Roads, Bridges and Ferries.

By Mr. Freeman:

Mem. No. 83, A.

Of John L. Mitchell and others, praying for an amendment to the charter of the Milwaukee and Wauwatosa plankroad company.

To Milwaukee county delegation.

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### RESOLUTIONS INTRODUCED.

By Mr. Hall:

Jt. Res. No. 20, A.,

*Resolved, by the Assembly, the Senate concurring, that section 3, of article 11, of the constitution of this State be amended by adding at the end of said section the following words. "No county, city, town, village, school district or other municipal corporation, shall be allowed to become indebted in any manner or for any purpose to any amount, including existing indebtedness, in the aggregate exceeding five per centum. on the value of the taxable property therein to be ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness." Any county, city, town, village, school district or other municipal corporation, incurring any indebtedness as aforesaid, shall, before or at the time of doing so, provide for the collection of a direct annual tax sufficient to pay the interest on such debt as it falls due, and also to pay and discharge the principal thereof, within twenty years from the time of contracting the same.*

Said resolution was read a first and second times,

And referred to the committee on Judiciary.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 9, A.,

Providing a joint select committee to ascertain the number of employees, amounts of stationery, stamps, &c., drawn by each employee,

Introduced by Mr. Bailey on the 20th of January; on the 23d of January referred to the committee on Legislative Expenditures; reported back on the 14th of February with recommendation of indefinite postponement.

The question being on the indefinite postponement of said resolution,

The Assembly refused by the following vote to indefinitely postpone said resolution :

Those voting in the affirmative were

Messrs. Allen, Atwater, Ayers, Baker, Chambers, Chase, Cheney, Cousins, Dana, Field, Hall, Hammond, Holloway, Humphrey, Kuntz, Marvin, McDill, Merriam, Mihills, More, Nichols, Orton, O. S. Powell, Rood, Rounds, Sanderson, Smith, Swain, Vaughn and Mr. Speaker. Smith—80.

Those voting in the negative were

Messrs. Anderson, Arnold, Bailey, Barnard, Barnes, Blake, Bowen, Bremner, P. R. Briggs, Coons, Curtis, Davis, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Harris, Heimdal, Hinkley, Hixon, Hoskins, J. W. Hoyt, Judd, Keenan, King, Knell, Lonergan, Manson, Maxon, McCormick, McDonald, McIntosh, Merrill, Meyer, Moulton, Ockler, Otting, Pease, Peterson, R. T. Powell, Rankin, Rhodes, Richards, Richter, Busch, Semmann, Sherman, Torgerson, Trumer, Wagner, Watts, J. S. White and S. A. White—55.

Those absent or not voting were

Messrs. Bacon, Ball, Bate, D. W. Briggs, Fay, Hoye, C. M. Hoyt, Jeffers, Montgomery, Morgan, Pengra, Samuelson, Semple, Thorn and Weil—15.

Mr. Field moved that the further consideration of said resolution be postponed until to-morrow,

Which motion was lost, and

Said resolution was adopted

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bailey, Baker, Barnard, Barnes, Bate, Blake, Bowen, Bremner, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Judd, Keenan, King, Kuntz, Lonergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, More, Moulton, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Busch, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—88.

None voting in the negative.

Those absent and not voting were

Messrs. Bacon, Ball, D. W. Briggs, Freeman, Hoye, C. M. Hoyt, Jeffers, Knell, Montgomery, Morgan, Semple and Thorn—12.

**BILLS INTRODUCED.**

**Read first and second times and referred.**

**By Mr. Field :**

No. 412, A.,

A bill to amend chapter 68 of the general laws of 1867, entitled "an act to amend section 1 of chapter 164 of the general laws of 1865," entitled "an act to amend chapter 40 of the general laws of 1861," entitled "an act requiring the owners of certain machines to guard against accidents."

To committee on Agriculture.

**By Mr. Field :**

No. 413, A.,

A bill to amend section 9 of chapter 47 of the revised statutes, entitled of recording town plats and of town sites on public lands, and section 23 of chapter 134 of the revised statutes, entitled of executions and proceedings supplementary thereto.

To committee on Judiciary.

**By Mr. Hammond :**

No. 414, A.,

A bill to authorize the district board of school district No. 4, of the town of Beloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

To committee on Education.

**By Mr. Mihills :**

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac.

To committee on Judiciary.

**By Mr. Richards :**

No. 416, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate in the 6th ward of said city for the purposes therein named.

To Milwaukee County Delegation.

**By Mr. Richards :**

No. 417, A.,

A bill to authorize the city of Milwaukee to aid in the construction of a railroad from the city of Oshkosh to the city of Ripon.

To Milwaukee County Delegation.

By Mr. Semmann :

No. 418, A.,

A bill to amend an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 10th, 1869, and an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 12th, 1870.

To Milwaukee City Delegation.

By Mr. Semmann :

No. 419, A.,

A bill to authorize the city of Milwaukee to build a bridge across the Milwaukee river at the foot of Chestnut street, and a bridge across the Menomonee river at First avenue.

To Milwaukee City Delegation.

By Mr. Judd :

No. 420, A.,

A bill to incorporate the Scandinavian Brother Association.

To committee on Incorporations.

By Mr. Chambers :

No. 421, A.,

A bill to authorize William L. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the state of Iowa.

To Grant County Delegation.

By Mr. Freeman :

No. 422, A.,

A bill to remove a toll gate upon the Milwaukee and Waukesha plankroad.

To Milwaukee county delegation.

By Mr. Atwater ;

No. 423, A.,

A bill to amend chapter 579 of the general laws of 1865, entitled an act to incorporate the village of Juneau.

To committee on Incorporations.

By Mr. Anderson :

No. 424, A.,

A bill to extend the time for the collection of taxes in the town of Springfield, in the county of Dane.

On motion of Mr. Anderson,

The rules were suspended, and,

Said bill was read a third time and passed.

By Mr. Freeman :

No. 425, A.,

A bill to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof approved February 20, 1852.

To Milwaukee City Delegation.

By Mr. Rood :

No. 426, A.,

A bill to authorize any town in Adams county to subscribe for and take stock in the Adams Collegiate Institute.

To committee on Judiciary.

By Mr. Freeman :

No. 427, A.,

A bill to empower the county of Milwaukee to raise money to build a court house.

To Milwaukee County Delegation.

By Mr. Blake :

No. 428, A.,

A bill to incorporate the North Bay Company.

To committee on Incorporations.

By Mr. Blake :

No. 429, A.,

A bill to provide for the furnishing, by hotel and inn keepers, of a means of escaping in case of fire.

To committee on Judiciary.

By Mr. McDonald :

No. 430, A.,

A bill to repeal section 4, of chapter 497, of the private and local laws of 1870, entitled an act to amend an act to incorporate the village of Waukesha, and the several acts amendatory thereof.

To committee on Incorporations.

By Mr. Rood :

No. 431, A.,

A bill to legalize the returns of the Adams County and the Richland County Agricultural Societies.

To the General File.

By Mr. Barnard :

No. 432, A.,

A bill to authorize the treasurer of the town of Highland, county of Iowa, to pay over certain moneys to the overseer of highways in the village of Highland, county of Iowa.

To committee on Roads, Bridges and Ferries.



By Mr. Curtis :

No. 433, A.,

A bill to authorize the attorney general [to file a stipulation in a certain suit in Milwaukee county circuit court.

To committee on Judiciary.

By Mr. Richter :

No. 434, A.,

A bill in relation to the board of public works in the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Richter :

No. 435, A.,

A bill to enable the city of Milwaukee to construct water works and to carry on and manage the same.

To Milwaukee City Delegation.

By Mr. Hall :

No. 436, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28th, 1865.

To Watertown City Delegation.

By Mr. Pease :

No. 437, A.,

A bill to repeal chapter 200 of the general laws of 1864, entitled an act authorizing garnishee actions in the circuit court.

To committee on Judiciary.

By Mr. Dana :

No. 438, A.,

A bill to organize the county of Pine,

To committee on Town and County Organization.

By Mr. Dana :

No. 439, A.,

A bill relating to the verdicts of juries.

To committee on Judiciary.

By Mr. Vaughn :

M. C., No. 10, A.,

A memorial to Congress for the completion of the harbor improvement of St. Louis river, and petition of the people of Douglas county Wisconsin, for the same.

To committee on Federal Relations.

## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled :

No. 47, A.,

A bill to define certain powers of the supervisors of the town of Preble, in Brown county.

No. 81, A.,

A bill to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 517 of the private and local laws of 1870, amendatory thereof.

No. 88, A.,

A bill to amend section one of chapter 153 of the revised statutes, entitled "of liens of mechanics and others."

No. 121, A.,

A bill to amend chapter 93 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction."

No. 185, A.,

A bill to enable certain counties, towns, cities and incorporated villages to aid in the construction of the Sheboygan & Fond du Lac Railroad.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The joint committee on Claims have had under consideration the following bills :

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars,

With amendment,

And report it back with the recommendation that it pass as so amended.

Also Mem. No. 68, A., relating thereto.

No. 218, A.,

A bill to provide for the purchase of 800 copies of Webster's Dictionaries,

And have requested me to report the same back with the recommendation that it pass.

A. NICHOLS,

*Chairman.*

The committee on Federal Relations to whom was referred  
Mem. No. 6, A.,

Memorial to Congress for the establishment of a mail route in  
the counties of Adams and Waushara,

Have had the same under consideration, and have instructed me  
to report the same back with recommendation that the same do  
pass.

HENRY COUSINS,  
*Chairman.*

The committee on Assessment and Collection of Taxes to whom  
were referred the following bills, have had the same under con-  
sideration, and respectfully report the same back to the house :

No. 126, A.,

A bill to amend chapter 538, of the general laws of 1865, enti-  
tled "an act to codify and consolidate all laws relative to the as-  
sessment and collection of taxes, and amendatory of chapter 167,  
of the general laws of 1859, and of chapter 18, of the revised stat-  
utes, entitled of the assessment and collection of taxes."

No. 213, A.,

A bill to amend section 3, of chapter 14, of the general laws of  
1870, entitled an act to provide tax receipt stub books for town,  
city and village treasurers, and to repeal chapter 118, of the gen-  
eral laws of 1866, entitled an act to authorize town, city and village  
treasurers to perform certain duties in reference to tax receipts and  
certificates,

And recommend that they be indefinitely postponed.

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of  
Janesville,

And recommend that the same do pass.

No. 278 A.,

A bill to extend the time for the selling of land in the county of  
Kenosha for the nonpayment of taxes,

And recommend that the same be amended, and when so amended  
that the bill do pass.

No. 93, S.,

A bill to extend the time for the collection of taxes in the town  
of Hubbard, in the county of Dodge.

No. 97, S.,

A bill to extend the time for the collection of taxes in the town  
and city of Grand Rapids, and the town of Centralia, in Wood  
county,

And recommend that the same do pass.

J. BOWEN,  
*Chairman.*

The committee on State Affairs to whom was referred the following bills, have had the same under consideration, and respectfully report as follows :

No. 380, A.,

A bill to amend chapter 201 of the general laws of 1860, entitled an act concerning the transcribing of records.

No. 379, A.,

A bill for the protection of minorities in municipal corporations, With recommendation of their indefinite postponement.

No. 76, S.,

A bill to lay out a state road from the village of Avoca, in the county of Iowa, to the village of Platteville, in the county of Grant, With amendment and recommend its passage when so amended.

No. 364, A.,

A bill to amend chapter 386, of the general laws of 1862, entitled "an act to amend chapter 35, of the revised statutes, entitled 'of excise,'"

With substitute, and recommend its passage.

W. W. FIELD,  
*Chairman.*

On motion of Mr. Field,

The rules were suspended, and

The amendment reported above to.

No. 76, S.,

A bill to lay out a state road from the village of Avoca, in the county of Iowa, to the village of Platteville, in the county of Grant, Was concurred in, and

Said bill was read a third time and concurred in.

Title amended, by striking out "Avoca," and inserting "Richland."

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The committee on Incorporations, to whom were referred

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 348, A.,

A bill to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies,

Report the same back without amendment, and recommend that they do pass.

No. 86, S.,

A bill to incorporate the Mutual Insurance Company of the Order of Hermann's Sons of Wisconsin.

No. 125, S.,

A bill to incorporate the Darlington Water-power Improvement Company,

Report the same back without amendment, and recommend that they be concurred in.

No. 79, S.,

A bill to incorporate the Waapaca Agricultural and Mechanical Manufacturing Association,

Report the same back and recommend that it be referred to the committee on Agriculture.

No. 263, A.,

A bill for an act to govern foreign insurance companies doing business in this state.

No. 323, A.,

A bill to incorporate the Chippewa Falls Mannerchor.

No. 355, A.,

A bill to incorporate the West Eau Claire Library Association,

Report the same back and recommend that their consideration be indefinitely postponed.

And your committee would respectfully call attention to chapter No. 77, general laws of 1868, under which societies for benevolent, literary, charitable, musical, scientific, religious and missionary purposes may be organized, thus rendering special acts for those unnecessary.

J. A. BAKER,  
*Chairman.*

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The committee on Agriculture, to whom was referred,

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs,

Have had the same under consideration, and directed me to report the same back with substitute, and to recommend the passage of the substitute.

A. SHERMAN,  
*Chairman.*

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The committee on Local Legislation, to whom was referred

No. 60, S.,

A bill to change the name of William Joerke, of the city and county of La Crosse, to that of William Steinlein,

Have had the same under consideration, and report the same back without amendment, and recommend its passage.

CHENEY,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred,

No. 374, A.,

A bill to incorporate the Phillips Colby Manufacturing and Construction company,

Have had the same under consideration, and respectfully report the same back with the recommendation that it be referred to the committee on Incorporations.

U. D. MIHILLS.

*Chairman.*

Said bill was so referred.

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The committee on Town and County Organizations, to whom was referred

No. 67, S.,

A bill to cause a survey of certain creeks and streams of water within the city of Manitowoc, and to regulate and record the course of such creeks and streams of water.

No. 148, S.,

A bill to provide for the support of the poor in the county of Ozaukee, and to abolish the office of superintendent of the poor in said county,

Have had the same under consideration, respectfully report the same back to the house, and recommend that they be concurred in.

No. 226 A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 228, A.,

A bill to change the boundary of the city of Stevens Point.

No. 308, A.,

A bill to extend the limits of the village of West De Pere.

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau.

No. 302, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county, from the borough of Fort Howard, in said county,

Have had the same under consideration, and respectfully report the same back to the house and recommend that they do pass.

THOS. H. MODILL,

*Chairman.*

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The committee on Medical Societies, to whom was referred

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and midwifery,

Have had the same under consideration, and recommend its passage.

D. C. AYRES,

*Chairman.*

The committee on Railroads to whom were referred the following bills, have had the same under consideration, and respectfully report the same back to the house, as follows:

No. 91, S.,

A bill to authorize the Chicago and Northwestern Railway Company to consolidate with the Baraboo Air Line railroad company, and other railroad companies therein named,

Without amendment, and recommend that it be concurred in.

No. 316, A.,

A bill to amend chapter 370 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 369 of the private and local laws of 1869, amendatory thereof,

Without amendment, and recommend its passage.

No. 373, A.

A bill to amend an act entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway company,

With amendment, and recommend its passage when so amended.

No. 367, A.,

A bill relating to an act entitled an act to incorporate the Fort Howard, Shawano and Mississippi railroad, and amendatory of section 8, of chapter 364, of the private and local laws of 1869, entitled "an act to incorporate the Fort Howard, Shawano and Mississippi railroad,"

With amendment, and its passage recommend when so amended.

No. 366, A.,

A bill to enable the city of Madison in this state to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns and to pay for the same.

Without amendment and its passage recommended.

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode of restricting the amount thereof, and directing the levy of a tax therefor,

With amendment and recommend its passage when amended.

No. 41, S.,

A bill to amend chapter 273 of the private and local laws of 1870, entitled "an act to revive and amend the act to incorporate the Sugar River Valley Railroad,

With amendment, and recommend that it be concurred in as amended.

J. S. COURTIS,

*Chairman.*

The Committee on the Judiciary, to whom was referred the following bills, have had the same under consideration, and have directed me to report the same back with the following recommendations:

No. 101, S.,

A bill to amend chapter 153, general laws of 1869, entitled an act to codify the laws of this State relating to highways and bridges.

No. 362, A.,

A bill to amend section 4 of chapter 141 of the revised statutes, concerning actions for the recovery of real property.

No. 377, A.,

A bill to amend chapter 105 of the revised statutes, entitled of the conveyance of real estate by executors and administrators in certain cases.

No. 378, A.,

A bill to amend chapter 103 of the revised statutes, entitled of the partition and distribution of estates.

With the recommendation that said bill be indefinitely postponed.

No. 313, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 139 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empaneling of petit and grand jury in said county of Burnett.

No. 336, A.,

A bill to authorize the circuit judge of the 4th judicial circuit for the state of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

No. 345, A.,

A bill to amend section 13, of chapter 64, of the revised statutes, entitled of limited partnerships.

No. 370, A.,

A bill to legalize the action of the board of supervisors of the town of Stork, in Vernon county.

No. 375, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 279, A.,

A bill to repeal section 8, of chapter 123, of the revised statutes, entitled of the place of trial of civil actions, also to repeal section 2, of chapter 178, of the revised statutes, entitled of the change of venue in criminal cases.



No. 288, A.,

A bill to provide for the issuing of marriage licenses by the clerks of the circuit courts, and to repeal sections 6, 7 and 9 of chapter 109 of the revised statutes, entitled of marriages.

Reported back without amendment, with the recommendation that said bills do pass.

No. 62, S.,

A bill to repeal chapter 103, of the general laws of 1866, and other acts amendatory thereof, relating to the sale of lands for unpaid taxes, and the conveyance and redemption thereof.

No. 81, S.,

A bill relating to the manner of commencing civil actions, and to repeal chapter 68 of the general laws of 1869, entitled "an act relating to the manner of commencing civil actions, and amendatory of section 9 of chapter 124 of the revised statutes.

No. 87, S.,

A bill to amend and correct section 1 of chapter 74 of the revised statutes, entitled "Of Free Masons, Odd Fellows, and other similar societies,"

With the recommendation that said Senate bills be concurred in.

No. 363, A.,

A bill to amend chapter 120, of the private and local laws of 1870, entitled "an act to provide for the appointment of a public administration for the city and county of Milwaukee,"

With the recommendation that said bill be referred to the Milwaukee city delegation.

No. 324, A.,

A bill to confer civil and criminal jurisdiction on the county court of Chippewa county,

With the recommendation that said bill be referred to the delegate from Chippewa county.

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest,

Reported back to the Assembly without any recommendation.

No. 94 A.,

A bill in relation to the recovery of real property,

Reported back by substitute, with the recommendation that the substitute do pass.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon,

With amendment, with the recommendation that said bill do pass when so amended.

No. 150, S.,

A bill to authorize the enlargement of the Beaver Dam cemetery, in the city of Beaver Dam,

With recommendation that said bill be referred to Dodge county delegation.

Also,

Jt. Res. No. 16, A.,

Joint resolution to amend the constitution relating to the system of county government,

With the recommendation that the same be adopted.

D. HALL,

*Chairman.*

Nos. 363, 324, A., and 150, S..

Were so referred.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 239, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company.

No. 275, A.,

A bill to amend section 9, of chapter 27, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Business College."

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys and apportion the same to district No. 6.

No. 193, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county.

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 265, A.,

A bill to amend section 20, chapter 180, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company.

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes.

No. 243, A.,

A bill to incorporate Lake Geneva Seminary.

No. 11, A.,

A bill to authorize the Portage, Winnebago and Superior railroad company to extend its road west from Superior.

No. 58, A.,

A bill to amend chapter 121 of the revised statutes, entitled "of the jurisdiction of justices of the peace in criminal cases, and proceedings therein."

No. 276, A.,

A bill providing for the levying of a special tax in the second ward of the city of Milwaukee.

No. 268, A.,

A bill to authorize a special venire, when from any cause there is an entire absence of jurors of the regular panel.

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No. 269 A.,

A bill relating to, and amendatory of, section 6 of chapter 160 of the general laws of 1859, entitled "an act to prescribe and limit the rate of interest."

No. 308, A.,

A bill to change the name of Amund Kjostolson, of Waupun, to Amund Kjostolson Dahl.

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad.

No. 209, A.,

A bill to authorize the Commissioners of School and University Lands to loan the trust funds to school districts for the purpose of building school buildings therein.

A. ROOD,  
*Chairman.*

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The committee on Enrolled bills report that they have presented to his Excellency, the Governor, for his approval, the following bills:

No. 52, A.,

A bill to incorporate the Puddlers' and Boilers' Union, of Bayview, Wisconsin.

No. 59, A.,

A bill to authorize Joint School District No. 5, of the towns of Lima and Clifton, in the county of Grant, and the town of Mifflin, in the county of Iowa, to borrow a certain sum of money.

No. 61, A.,

A bill to authorize School District No. 2 of the borough of Fort Howard, to borrow a certain sum of money,

No. 109, A.,

A bill to incorporate the Wausau Boom Company.

No. 132, A.,

A bill to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money.

No. 147, A.,

A bill to authorize school district No. 1 of the town of Onalaska, La Crosse county, to borrow a certain sum of money therein named.

No. 151 A.,

A bill to fix the time for holding court in the 11th judicial circuit and to provide for the appointment of special terms of court, and to dispense with grand and petit jurors at certain terms.

No. 153, A.,

A bill to authorize the village of Eau Claire City, Eau Claire county, to issue bonds to aid in the purchase of fire engine, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 179, A.,

A bill to authorize the village of Alma to issue bonds for the construction of bridges across Beef river, and on the adjoining bottoms, in the village of Alma and in the town of Nelson, and to provide for the payment of said bonds by taxes and the collection of tolls.

THOMAS SANDERSON,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Grant County Delegation, to whom was referred  
No. 188 A.,

A bill to incorporate the Potosi & Mississippi Plank and Turnpike road company,

Have had the same under consideration, and report said bill back with the recommendation that it do pass.

J. C. HOLLOWAY.

*Chairman.*

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The special committee to whom was referred

M. C. No. 8, A.,

Memorial to Congress for the improvement of the Fox and Wisconsin rivers,

Report the same back and recommend its passage.

S. A. PEASE,

*Chairman.*

On motion of Mr. Pease,

The rules were suspended, and

Said memorial was read a third time and passed.

The Select Committee to whom was referred

No. 189, A.,

A bill for the preservation of fish in the counties of Kenosha, Racine, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto,

Respectfully report the same back to the Assembly with an amendment, and recommend its passage when so amended.

Also the report herewith Mem. No. 72, A., relating thereto.

JOSEPH McCORMICK,

*Chairman.*

On motion of Mr. McCormick,

The rules were suspended,

The amendment above reported was concurred in, and

Said bill was read a third time and passed.

### EXECUTIVE MESSAGES.

#### STATE OF WISCONSIN,

##### EXECUTIVE DEPARTMENT,

MADISON, Feb. 14, 1871.

*To the Honorable, the Assembly:*

The following entitled bills, memorials and joint resolutions originating in the Assembly, have severally received the executive signature, and have been deposited in the office of the secretary of state:

No. 103 A.,

An act to authorize joint school district No. 1, of Sheboygan Falls in the county of Sheboygan to borrow money.

No. 20, A.,

An act to incorporate the National Iron Company, of Depere.

No. 61, A.,

An act to authorize school district No. 2 of the borough of Fort Howard to borrow a certain sum of money.

No. 132, A.,

An act to authorize school district No. 8, in the town of Sullivan, county of Jefferson, to borrow a certain sum of money.

No. 153, A.,

An act to authorize the village of Eau Claire City, in Eau Claire county, to issue bonds in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 59 A.,

An act to authorize joint school district No. 5, towns of Lima and Clifton, county of Grant, and town of Mifflin, county of Iowa, to borrow a certain sum of money.

No. 151 A.,

An act to fix the time of holding court in the 11th judicial circuit, and to provide for the appointment of special terms of court, and to dispense with grand and petit jurors at certain terms.

No. 147, A.,

An act to authorize school district No. 1, of the town of Onalaska, in La Crosse county, to borrow a certain sum of money therein named.

No. 72, A.,

An act concerning the terms of circuit court of the twelfth judicial circuit.

No. 145, A.,

An act to extend the time for the collection of taxes in the town and village of Neenah.

No. 7, A.,

An act to provide for the payment of drainage money to the county of Marathon,

No. 96, A.,

An act to extend and continue the provisions and the rights and privileges of chapter 337 of the private and local laws of 1866, entitled an act to incorporate the Central Wisconsin Peat Company, until the first day of January, 1875.

No. 157, A.,

An act to incorporate the Immanuel Church in the city of Racine.

No. 10, A.,

An act to amend chapter 470 of the private and local laws of 1870 entitled "an act to incorporate the First Sauk County Farmers' Association for the fabrication of sugar from sugar beets.

No. 95, A.,

An act to authorize the school board of school district No. 1 in the town of Blooming Grove, in the county of Dane, to pay a teacher.

No. 74, A.,

An act to authorize the appointment of phonographic reporters for the circuit courts of the counties of Rock, Green and Jefferson, in the twelfth judicial circuit.

No. 100, A.,

An act to change the name of the Portage, Winnebago & Superior Railroad Company.

No. 179, A.,

An act to authorize the village of Alma to issue bonds for the construction of bridges across Beef river, and on the adjoining bottoms in the village of Alma, and in the town of Nelson, and to provide for the payment of said bonds by taxes, and the collection of tolls.

No. 258, A.,

An act to empower the town of Metomen, in the county of Fond du Lac, to levy a tax to purchase Ridgely Hall,

No. 212, A.,

An act to amend chapter 403, private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company.

An act to enable the city of Racine to adjust its corporate debts.

No. 122, A.,

An act to incorporate the Madison Woolen Mills.

No. 60, A.,

An act to amend section 8 of chapter 88 of the general laws of 1863, entitled "an act for the protection of boarding house keepers and of livery stable keepers."

No. 21 A.,

An act to incorporate the Spring Grove Union Church society.

No. 78, A.,

An act to amend chapter 207 of the private and local laws of 1868, entitled an act to incorporate the Fort Howard and Duck Creek plank road and turnpike company.

No. 63, A.,

An act to incorporate the Wisconsin Brown Stone company.

No. 52 A.,

An act to incorporate the puddlers and boilers' union of Bayview, Wisconsin.

No. 25, A.,

An act to confer certain powers upon the committee of investigation of certain officers of the county of Manitowoc.

No. 43, A.,

An act to repeal chapter 174 of the general laws of 1869, an act entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees, and to revive and re-enact chapter 18 of the general laws of 1867, entitled an act to amend chapter 49 of the general laws of 1866, entitled an act to amend sections 1 and 4 of chapter 133 of the revised statutes, entitled of costs and fees.

No. 259, A.,

An act to extend the time for the collection of taxes in the several towns in the county of Door, Wisconsin.

No. 32, A.,

An act to amend chapter 276, of the private and local laws of 1857, entitled "an act to incorporate the village of Depere."

No. 120 A.,

An act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river.

No. 109, A.,

An act to incorporate the Wausau Boom Company.

No. 5, A.,

An act to authorize Albert Wood to keep and maintain a ferry across the Wisconsin river.

No. 86 A.

An act to repeal chapter 203 of private and local laws of 1863, entitled "an act to incorporate the Grant River and Mississippi Road Company.

No. 181, A.,

An act to extend the time for the collection of taxes in the town of Sharon, in Portage county, Wisconsin.

No. 102, A.,

An act to incorporate the Watertown Boot and Shoe Manufacturing Company.

No. 93, A.,

An act to incorporate the United Evangelical St. John's Church Congregation. of Germantown, Washington county.

No. 99, A.,

An act to amend chapter 446 of the private and local laws of 1868, entitled "an act to incorporate the Wisconsin Railroad Farm Mortgage Land Company," and to legalize certain acts of the commissioners of said company.

No. 203, A.,

An act to extend the time for the collection of taxes in the city of Chippewa Falls and the town of LaFayette, in the county of Chippewa.

No. 40, A.,

An act to lay out and establish a state road from the village of Montello to the village of Westfield, in Marquette county.

No. 110 A.,

An act to amend chapter 122, general laws of 1868, entitled an act to provide for highways in recorded village plats.

LUCIUS FAIRC HILD,

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present to you for signature

No. 20, S.,

A bill to protect the public against unauthorized insurance agents,

And that the Senate has concurred in

No. 205, A.,

A bill to authorize the city of Milwaukee to construct a certain bridge.

And has amended and concurred in as amended,

No. 295, A.,

A bill to fix the terms of the circuit and county courts in the county of Milwaukee.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in M. C. No. 9, A.

1. For the renewal of the grants of lands heretofore made by the United States to aid in the construction of a railroad from St. Croix river or lake to the west end of Lake Superior and to Bayfield.

2. For the passage of an act, should said grant not be renewed, authorizing those who have selected homesteads within its limits to select, each 80 acres additional, and providing for the issue by the commissioner of the general land office, to each settler who has paid since the passage of the grant, June 3d, 1856, double the minimum price for lands remaining to the United States within the limits of the grant, a certificate for the excess paid over \$1.25 per acre, such certificate to be receivable in payment of other public lands of the United States subject to entry.

No. 196, A.,

A bill to ratify, confirm and carry into effect, the action of certain cities and towns in aid of the construction of the Madison and Portage railroad, and to authorize the making of agreements in relation thereto, the levy of taxes therefor, and restricting the amounts in which other towns may render like aid.

And has passed and asks the concurrence of the Assembly in

No. 102, S.,

A bill to appropriate to the widow of the Hon. Byron Paine, late Associate Justice of the Supreme Court, the sum of one thousand dollars.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 92, S.,

A bill to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereof.

## SENATE MESSAGE CONSIDERED.

No. 92, S.,

Was read a first and second times, and referred  
To the committee on Incorporations.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

M. C. No. 3, S.,

Memorial to Congress for an appropriation for the harbor at Port Washington in the county of Ozaukee.

And

M. C. No., 4, S.,

Memorial to Congress for the Improvement of harbors at Ahnsee and Two Rivers in Manitowac county,

And

No. 164, S.,

A bill to amend section 1, of chapter 313, of the private and local laws of 1867, entitled an act to incorporate the village of Mayville,

And

No. 167, S.,

A bill to amend the charter of the city of Kenosha.

No. 44, S.,

A bill to amend chapter 248, private and local laws 1863, entitled an act to incorporate the Tomah and Lake St. Croix Railroad Company, and to repeal and annul a portion of a grant of land heretofore made to the La Crosse and Milwaukee Railroad Company, and the various acts amendatory thereof.

And concurred with the Assembly in

M. C. No. 7, A.,

Memorial in relation to an appropriation by congress for a harbor at Ahnsee, Wis.

Jt. Res. No. 18, A.,

Amending joint rule No. 14, by inserting after the word "thereof," the words, "nor any committee of the whole."

## SENATE MESSAGE CONSIDERED.

No. 44, S.,

Was read a first and second times, and referred  
To committee on Railroads.

No. 164, S.,

Was read a first and second times, and referred  
To committee on Incorporations.

No. 167, S.,

Was read a first and second times, and referred]  
To committee on Incorporations.

M. C. No. 3, S.,

Was read a first and second times, and

On motion of Mr. Meyer,

The rules were suspended, and

Said memorial was read a third time and concurred in.

M. C. No. 4, S.,

Was read a first and second times, and

On motion of Mr. McCormick

The rules were suspended, and

Said memorial was read a third time and concurred in.

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SENATE MESSAGE OF YESTERDAY CONSIDERED.

The Senate amendments to

No. 68, A.,

A bill to incorporate the Milwaukee and Northwestern Railway  
Company.

No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad  
Company,

Were severally concurred in

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ASSEMBLY BILLS READY FOR A THIRD READING.

No. 270, A.,

A bill to provide for the payment of the State agent for the set-  
tlement of war claims against the United States,

Was read a third time, and

Mr. Hall offered the following amendment:

Amend section one (1) so as to read as follows:

Section 1. The treasurer shall pay upon the warrant of the sec-  
retary of state twenty-seven hundred and twenty-four dollars to  
William W. Tredway, in full for his services in procuring the al-

lowance, at the United State treasury, of two hundred and nineteen thousand seven hundred and forty-two dollars and six cents of previously rejected claims, and in full of all services in relation to all other rejected claims, and of all services rendered the State by the said Tredway; and the secretary of state shall not draw his warrant for said money until the said Tredway shall file with him his receipt in full for all such services,

Which being objected to by Mr. Maxon,

Was decided by the Speaker to be out of order, and

On motion of Mr. Field,

Said bill was recommitted to a Select Committee of Three—Messrs. Hall, Field and Maxon.

No. 27, A,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the first ward of said city.

No. 55, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax in the 4th ward of said city,

Were severally read a third time and passed

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Arnold, Bailey, Baker, Barnes, Blake, Bowen, Bremner, P. R. Briggs, Chase, Cheney, Coons, Cousins, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Keenan, King, Knell, Kuntz, Lonergan, Manson, Maxon, McCormick, McDonald, McIntosh, Merriam, Merrill, Meyer, Mibills, More, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Rood, Rounds, Rusch, Samuelson, Sanderson, Semman, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—78.

None voting in the negative.

Those absent and not voting were,

Messrs. Anderson, Atwater, Ayres, Bacon, Ball, Barnard, Bate, D. W. Briggs, Chambers, Curtis, Freeman, Hoyer, C. M. Hoyt, Jeffers, Judd, Marvin, McDill, Montgomery, Morgan, Rankin, Richter, Semple, and Thorn—23.

No. 237, A,

A bill to appropriate to O. B. Lapham, the sum therein named,

Was read a third time and passed,

By the following vote:

Those voting in the affirmative were:

Messrs. Allen, Arnold, Atwater, Ayres, Bailey, Barnard, Barnes, Blake, Bowen, Bremner, P. R. Briggs, Chambers, Chase, Cheney, Coons, Dana, Davis, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knell, Kuntz, Maxon, McCormick, Merriam, Merrill,

Meyer, Mihills, More, Nichols, Ockler, Etling, Orton, Pengra, R. T. Powell, Rhodes, Richards, Rood, Rounds, Rusch, Samuelson, Sanderson, Semman, Sherman, Smith, Trumer, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker with—68.

Those voting in the negative were

Messrs. Cousins, Dick, Heimdal, Manson, McDonald, Moulton, Pease and Peterson—8.

Those absent or not voting were

Messrs. Anderson, Bacon, Baker, Ball, Bate, D. W. Briggs, Curtis Freeman, Hoyer, O. M. Hoyt, Lonergan, Marvin, McDill, McIntosh, Montgomery, Morgan, O. S. Powell, Rankin, Richter, Sample, Swain, Thorn, Torgerson and Weil—24.

No. 248, A.,

A bill to amend chapter 19 of the general laws of 1870, entitled an act to regulate the running of railroad trains in certain cases.

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof."

No. 255, A.,

A bill to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales,

Were severally read a third time and passed.

By unanimous consent, Mr. McIntosh offered the following amendment:

Amend by striking out the word "three" where it appears in the 6th line of the printed bill, and inserting in lieu thereof, the word "five."

Which was adopted.

### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Curtis,

The rules were suspended for the consideration of

No. 407, A.,

A bill to legalize the assessment and equalization of the taxes for the year 1870 in Shawano county.

Mr. Curtis then moved to amend said bill as follows:

Amend section one, by adding thereto the words, "provided that nothing contained in this act shall apply to the towns of Angelica and Maple Grove."

Which was adopted, and

Said bill was then read a third time and passed.

Mr. Maxon moved that the consideration of the motion of Mr. J. S. White to reconsider the vote by which

No. 20, S.,

A bill to protect the public against unauthorized insurance agents,  
Was concurred in, be further postponed until to-morrow,  
Which motion prevailed.

11 o'clock A. M.

### SPECIAL ORDER

No. 136, A.,

A bill to appropriate to the Home of the Friendless, Milwaukee,  
the sum of \$1,000.

No. 137, A.,

A bill to appropriate to St. Mary's Hospital, Milwaukee, the  
sum of \$1,000.

No. 138, A.,

A bill to appropriate to St. Rosa's Orphan Asylum, Milwaukee  
the sum of \$1,000.

No. 139, A.,

A bill to appropriate to the St. Joseph's Orphan Asylum, Mil-  
waukee, the sum of \$1,000.

No. 140, A.,

A bill to appropriate to the Milwaukee Orphan Association, Mil-  
waukee, the sum of one thousand dollars.

No. 141, A.,

A bill to appropriate to the St. Æmelianus Orphan Asylum, Mil-  
waukee, the sum of one thousand dollars

No. 142, A.,

A bill to appropriate to the Milwaukee Hospital, Milwaukee, the  
sum of one thousand dollars.

No. 143, A.,

A bill to appropriate to St. John's Church Home, Milwaukee, the  
sum of one thousand dollars.

No. 144, A.,

A bill to appropriate to the Wisconsin Seamen's Friends Home,  
Milwaukee, the sum of five hundred dollars,

No. 156, A.,

A bill to appropriate to the St. Mary's Orphan School, at Elm  
Grove, Waukesha county, the sum of \$500,

Which were on the 11th inst. made the special order for this hour,  
Were taken up for consideration.

Mr. Field moved that the rule requiring bills to be considered in  
Committee of the Whole, be suspended in consideration of the  
above named bills, and that said bills be considered collectively,

Which motion prevailed.

The question being on the adopting the amendment reported to  
each of said bills, by majority of committee on Claims,

Mr. Merrill moved to lay said amendment on the table,  
Which motion prevailed,  
By the following vote:

Those voting in the affirmative were.

Messrs. Arnold, Atwater, Ayres, Bailey, Baker, Blake, Bowen, Bremner, P. R. Briggs, Chambers, Chase, Cheney, Coons, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, King, Kuntz, Marvin, Maxon, Merriam, Merrill, Mihills, Moulton, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Samuelson, Sanderson, Sherman, Smith, Swain, Torgerson and Mr. Speaker, Smith—49.

Those voting in the negative were

Messrs. Anderson, Barnard, Barnes, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galaghan, Heimdal, Hinkley, Hoskins, Hoyer, Keenan, Knoll, Lonergan, Manson, McCormick, McDonald, McIntosh, Meyer, More, Ockler, Otting, Orton, Pease, Rankin, Richards, Richter, Rusch, Semmann, Trumer, Vaughn, Wagner Watts, Weil, J. S. White and S. A. White—38.

Those absent or not voting were

Messrs. Allen, Bacon, Ball, Bate, D. W. Briggs, Cousins, C. M. Hoyt, Jeffers, McDill, Montgomery, Morgan, Semple and Thorn—13.

Mr. Maxon moved to reconsider the vote by which said amendment was laid on the table.

Mr. Bailey moved to lay the motion of Mr. Maxon to reconsider on the table,

Which motion to table prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Ayres, Bailey, Baker, Blake, Bowen, Bremner, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Keenan, Kuntz, Marvin, Merriam, Merrill, Moulton, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Samuelson, Sanderson, Sherman, Smith, Swain, Torgerson, and Mr. Speaker Smith—47.

Those voting in the negative were

Messrs. Anderson, Barnard, Barnes, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoskins, Hoyer, Judd, King, Knoll, Lonergan, Manson, Maxon, McCormick, McDonald, McIntosh, Meyer, More, Ockler, Otting, Orton, Pease, Rankin, Richards, Richter, Rusch, Semmann, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, and S. A. White—41.

Those absent or not voting were

Messrs. Bacon, Ball, Bate, D. W. Briggs, C. M. Hoyt, Jeffers, McDill, Mihills, Montgomery, Morgan, Semple, and Thorn—12.

## BILLS REPORTED BY COMMITTEE OF THE WHOLE

No. 126, A.,

A bill to amend chapter 538 of the general laws of 1865, entitled an act to codify and consolidate all laws relative to the assessment of taxes, and amendatory of chapter 167 of the general laws of 1859, and of chapter 18 of the revised statutes, entitled of the assessment and collection of taxes,"

And

No. 213, A.,

A bill to amend section 3 of chapter 14 of the general laws of 1870, entitled an act to provide tax receipt stub books for town, city and village treasurers, and to repeal chapter 118 of the general laws of 1866, entitled an act to authorize town, city and village treasurers to perform certain duties in reference to tax receipts and certificates,

Were severally indefinitely postponed.

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary,

Was ordered to be engrossed for a third reading.

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Mr. Field moved that the Assembly resolve itself into a committee of the whole for the consideration of the general file of bills,

Which motion was lost, and

On motion of Mr. Rounds,

The Assembly adjourned



THURSDAY, FEBRUARY 16, 1871.

10 O'CLOCK, A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by the Rev. Mr. Thuringer.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Rounds :

Mem. No. 84, A.,

Of L. W. Hull and 109 others, against the passage of bill No. 403, A.

To committee on Roads, Bridges and Ferries.

By Mr. Richter :

Mem. No. 85, A.,

Against the passage of a bill providing for increase of saloon licenses in the city of Milwaukee.

To Milwaukee city delegation.

By Mr. Bowen :

Mem. No. 86, A.,

Of J. W. Allen, J. C. Russell, John Niver and other citizens of the county of Fond du Lac, against repeal of chapter 84, of the general laws of 1870.

To Fond du Lac County Delegation.

By Mr. Jeffers :

Mem. No. 87, A.,

Of R. Colburn and forty others, for an institution for feeble minded and idiotic children of the state of Wisconsin.

To committee on Charitable and Benevolent Institutions.

By Mr. Anderson :

Mem. No. 88, A.,

From the common council of the city of Madison and others, in favor of amending the railroad bills to raise tax in said city of Madison.

To committee on Railroads.

By Mr. King :

Mem. No. 89, A.,

Of J. B. Jones and others, against setting off a portion of town of Melrose on to Trempealeau county.

To committee on Town and County Organization.

By Mr. Freeman :

Mem. No. 90, A.,

Of Chas. H. Swan and 65 others, in favor of removal of toll gate on Milwaukee and Waukesha Plankroad.

To the Milwaukee county Delegation.

By Mr. J. W. Hoyt :

Mem. No. 91, A.,

Of D. A. Steele, J. W. Greenman and others, against the passage of Assembly bill No. 162, granting to Henry Gardner and Albert H. Wareham the right to keep and maintain a ferry across the Mississippi river, between certain points in Crawford county and Vernon county, in the village of De Sota, Wisconsin, and Lansing, Iowa.

To committee on Roads, Bridges and Ferries.

By Mr. Weil :

Mem. No. 92, A.,

Of Fred. Regenfus and others, to provide for institution for the feeble minded and idiotic children.

To committee on Charitable and Benevolent Institutions.

By Mr. Keenan :

Mem. No. 93, A.,

Of Daniel Wells, Jr., Harrison Ludington and 102 others, citizens and tax payers of Milwaukee, praying for the passage of a bill authorizing the levy of a tax in Milwaukee to improve the grounds for the use of the State Agricultural Society.

To Milwaukee City Delegation.

## RESOLUTIONS INTRODUCED.

By Mr. Field :

Res. No. 26, A.,

*Resolved*, That the hour for the meeting of the Assembly shall be at 9 1-2 o'clock A. M.

Which lies over.

By Mr. Rood :

Res. No. 27, A.,

*Resolved*, That the Committee on Incorporations be authorized to employ a clerk.

On motion of Mr. Rood,

The rules were suspended, and

Said resolution was adopted.

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BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Fryer :

No. 440, A.,

A bill to amend section 1 of chapter 34 of the general laws of 1870, entitled an act to amend section 18 of chapter 120 of the revised statutes, in relation to claims against railroad companies.

To committee on Railroads.

By Mr. Meyer :

No. 441, A.,

A bill requiring owners of certain machines to guard against accidents, and to repeal all acts and parts of acts contravening with this act.

To committee on Agriculture.

By Mr. Peterson :

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville.

To committee on Incorporations.

By Mr. Pengra :

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county.

To committee on Education.

By Mr. D. W. Briggs :

No. 444, A.,

A bill to legalize the acts of Bedford Bush as justice of the peace.

A motion for the suspension of the rules by Mr. D. W. Briggs was withdrawn, and

On motion of Mr. Merrill, said bill was referred

To committee on Judiciary.

By Mr. Pease :

No. 445, A.,

A bill relating to the auditing of certain claims and accounts against counties.

To committee on Town and County Organization.

By Mr. Heimdal :

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents.

To committee on Agriculture.

By Mr. Semmann :

No. 447, A.,

A bill to incorporate the German Lutheran Evangelical Kreuz Gemeinde Augeberger Confession, Milwaukee, Wisconsin.

To committee on Incorporations.

By Mr. Blake :

No. 448, A.,

A bill to incorporate the German-English School Association of Racine.

To committee on Education.

By Mr. O. S. Powell :

No. 449, A.,

A bill to amend chapter 324 general laws of 1864, entitled "an act to aid the Tomah and Lake St. Croix Railroad Company.

To committee on Railroads.

By Mr. Vaughn :

No. 450, A.,

A bill to incorporate Sucker Branch, Dane county.

To committee on State Affairs.

By Mr. Vaughn :

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.

To committee on State Affairs.

**By Mr. Vaughn :**

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company.

To committee on Railroads.

**By Mr. Vaughn :**

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company.

To committee on Judiciary.

**By Mr. McIntosh :**

No. 454, A.,

A bill to amend section 12, chapter 153 of the revised statutes, entitled "of liens of mechanics and others."

To committee on Judiciary.

**By Mr. Vaughn :**

No. 455, A.,

A bill to incorporate the Superior railroad company.

To committee on Railroads.

**By Mr. McIntosh :**

No. 456, A.,

A bill to amend section 24, of chapter 134, of the revised statutes entitled of executions and proceedings supplementary thereto.

To committee on Judiciary.

**By Mr. C. M. Hoyt :**

No. 457 A.,

A bill to authorize the city of Milwaukee to build a bridge across the Menominee river, on the Muskego road in the 4th ward.

To Milwaukee City Delegation.

**By Mr. Heimdal :**

No. 458, A.,

A bill fixing the time at which the lien for taxes shall attach to real estate in this State.

To committee on Judiciary.

**By Mr. Hall :**

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court.

To committee on Judiciary.

By Mr. J. S. White:

No. 460, A.,

A bill to amend chapter 80 of the private and local laws of 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics Mutual Insurance Company, approved February 18, 1852.

To committee on State Affairs.

By Mr. J. S. White:

No. 461, A.,

A bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin.

To committee on Internal Improvements.

By Mr. J. S. White:

No. 462, A.,

A bill to refund subscriptions for purchase money for Pleasant street bridge approaches in the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Rounds:

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

To committee on Incorporations.

By Mr. Rounds:

No. 464, A.,

A bill to incorporate the East Shore Improvement Company.

To committee on Internal Improvements.

By Mr. Pease:

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 18, of the revised statutes, entitled of counties and county officers.

To committee on Printing.

By M. Keenan:

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

To committee on Incorporations.

By Mr. Keenan:

No. 467, A.,

A bill to authorize Anson Aldred, his associates, heirs and assigns, to maintain certain dams across the north branch of Oconto river.

To committee on Internal Improvements.

By Mr. Keenan :

No. 468, A.,

A bill to repeal chapter 506 of the private and local laws of 1867, entitled "an act to prohibit obstructions in Oconto river."

To committee on Internal Improvements.

By Mr. Keenan :

No. 469, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain a dam across Oconto river.

To committee on Internal Improvements.

By Mr. Keenan :

No. 470, A.,

A bill relating to dams on navigable streams in this State.

To committee on Internal Improvements.

By Mr. Keenan :

No. 471, A.,

A bill to amend chapter 20 of the general laws of 1852, entitled an act to amend an act to authorize George Leverick to build and maintain a dam across Oconto river, approved February 16th, 1842.

To committee on Internal Improvements.

By Mr. Keenan :

No. 472, A.,

A bill for the protection of the shores and banks of Lake Michigan, and for punishing offences which endanger persons or property in the neighborhood of said lake.

To committee on Judiciary.

By Mr. Keenan :

No. 473, A.,

A bill to authorize the city of Milwaukee to issue bonds.

To Milwaukee City Delegation.

By Mr. Keenan :

No. 474, A.,

A bill to authorize the appropriation of money in the city of Milwaukee for the purpose of improving certain grounds for the use of the State Agricultural Society.

To Milwaukee City Delegation.

By Mr. Hammond :

No. 475, A.,

A bill to extend the time for the collection of taxes in the town of Beloit, in the county of Rock.

On motion of Mr. Hammond,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Vaughn :

No. 476, A.,

A bill to amend section 2, chapter 326, of the private and local laws of 1870, approved March 15th, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

To committee on Railroads.

By Mr. Richter :

No. 477, A.,

A bill to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.

To Milwaukee County Delegation.

By Mr. Weil :

M. C. No. 11, A.

Memorial of the legislature of the State of Wisconsin for the relief of the farm mortgagors of this State.

To committee on Federal Relations.

By Mr. Vaughn :

No. 478, A.,

A bill to amend chapter 291, private and local laws of 1870, entitled an act to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the City of Bayfield and St. Croix railroad company.

To committee on Railroads.

By Mr. Vaughn :

No. 479, A.,

A bill to amend chapter 500 of the private and local laws of 1870, entitled an act to perpetuate the charter of the Bayfield and St. Croix Railway Company.

To committee on Railroads.

By Mr. Keenan :

No. 480, A.,

A bill to appropriate to the Wisconsin Seamen's Friends' Society of Milwaukee, the sum of four hundred and fifty dollars.

To Committee on Claims.

By Mr. Keenan :

No. 481, A.,

A bill to appropriate to the Milwaukee Orphan's Association, the sum of nine hundred dollars,

Which was read a first time, when

Mr. Rood rose to a point of order, which being stated, was that the subject matter of said bills Nos. 480 and 481, A., having received the judgment of the house on yesterday, it was not competent for the house to pass upon the same subject matter again during this session.

The Speaker decided the point of order to be not well taken.

Mr. Rood then moved that said bill No. 481, A., be rejected.



By Mr. Keenan :

I move to reconsider the vote, taken on yesterday, by which the motion to reconsider the vote laying on the table bills Nos. 136 to 144, inclusive, and bill No. 156 A., was laid on the table.

Which motion the Speaker held to be out of order.

Subsequently, on leave, Mr. Rood withdrew his motion, and

Mr. Field moved that Mr. Keenan have leave to withdraw said bills No. 480 and 481 A., and that

No. 136, A.,

A bill to appropriate to the Home of the Friendless, Milwaukee, the sum of \$1,000.

No. 137, A.,

A bill to appropriate to St. Mary's Hospital, Milwaukee, the sum of \$1,000.

No. 138, A.,

A bill to appropriate to St. Rosa's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 139, A.,

A bill to appropriate to the St. Joseph's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 140, A.,

A bill to appropriate to the Milwaukee Orphan Association, Milwaukee, the sum of one thousand dollars.

No. 141, A.,

A bill to appropriate to the St. Aemelianus Orphan Asylum, Milwaukee, the sum of one thousand dollars

No. 142, A.,

A bill to appropriate to the Milwaukee Hospital, Milwaukee, the sum of one thousand dollars.

No. 143, A.,

A bill to appropriate to St. John's Church Home, Milwaukee, the sum of one thousand dollars.

No. 144, A.,

A bill to appropriate to the Wisconsin Seamen's Friends Home, Milwaukee, the sum of five hundred dollars,

No. 156, A.,

A bill to appropriate to the St. Mary's Orphan School, at Elm Grove, Waukesha county, the sum of \$500,

B) taken from the table, and together with

No. 152 A.,

A bill to appropriate to the Milwaukee Protestant Orphan Asylum the sum of \$1,000,

Be made the special order for Tuesday next at 7 o'clock P. M.

Which motion prevailed.

## REPORTS OF STANDING COMMITTEES.

The committee on Roads, Bridges and Ferries, to which was referred

No. 162, A.,

A bill to authorize Henry Gardner and Albert H. Wareham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river.

Would respectfully report back a substitute, and recommend its passage.

No. 235 A.,

A bill granting to Fred. Miller, his associates and assigns and legal representatives, the right to establish and maintain a ferry across the Mississippi river in Crawford and Vernon counties, to Lansing, in Iowa.

Recommend its indefinite postponement.

No. 116, S.,

A bill to authorize the mayor and common council of the city of Buffalo, in Buffalo county, and their successors in office, to keep and maintain a ferry across the Mississippi river, at the city of Buffalo, in said county.

Recommend its passage.

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county,

Recommend its passage.

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose,

Recommend its passage.

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marietta, in the county of Oconto, to Big Sausarico, in the county of Brown,

Recommend its passage.

No. 58, S.,

A bill to authorize and empower David Jennings to keep and maintain a ferry across the Wolf river,

Recommend its passage.

D. C. AYRES,  
*Chairman.*

The committee on Lumber and Manufactures, to whom was referred

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and pier on the Chippewa river,

Have had the same under consideration, and report the same back with the recommendation that it do pass.

U. D. MIHILLS,  
*Chairman.*

The committee on the Judiciary, to whom was referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations :

No. 390, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

No. 398, A.,

A bill to legalize the assessment, levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax.

Without amendments and with the recommendation that said bills do pass.

No. 393, A.,

A bill to change the time for holding the terms of the circuit court in the county of Portage,

With the recommendation that said bill be referred to Portage County Delegation.

No. 404, A.,

A bill to repeal chapter 489 of the private and local laws of 1870, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled an act to incorporate the borough of Fort Howard, and acts amendatory thereto, approved March 13, 1856,

With the recommendation that said bill be referred to the delegate representing Fort Howard.

No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn county,

With the recommendation that said bill be referred to Dunn county delegation.

D. HALL,  
*Chairman.*

Nos. 283, 393 and 404, A.,

Were severally so referred.

The committee on Internal Improvements, to whom were referred No. 157 S.,

A bill to authorize Almon C. Allen and others to erect and maintain a boom on the Mississippi river,

Recommend that it do pass without amendment.

Also,

No. 381, A.,

A bill to authorize the Apple river log driving company to flow certain lands, and to provide for making compensation to the owners thereof,

With amendments, and recommend its passage when so amended.

G. C. HIXON,

*Chairman.*

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The committee on Education, to whom was referred

No. 103, S.,

A bill to authorize the city of La Crosse to aid in the construction of a State Normal School building in said city.

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the towns of Eau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1870.

Also,

No. 371, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to the town of Eagle, Waukesha county.

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870,

Had the same under consideration, report the same back and recommend that they do pass.

The committee had also under consideration

No. 91, A.,

A bill relating to the attendance of children in the schools,

Report the same back without recommendation.

C. C. KUNTZ.

*Chairman.*

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The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled :

No. 158 A.,

A bill to amend chapter 58 of private and local laws of 1869, entitled " an act to revise, consolidate and amend an act entitled an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869.

No. 205, A.,

A bill to authorize the city of Milwaukee to construct a certain bridge.

No. 14, A.,

A bill to amend chapter 117, of the laws of 1869, entitled "an act to provide for a system of county highways in Brown county, and for the adoption of such system by other counties."

No. 246, A.,

A bill to amend chapter 499, of the private and local laws of 1870, entitled an act to incorporate the West Bend Railroad Company.

No. 352, A.,

A bill to extend the time for collecting the taxes in the counties of Oconto and Shawano.

No. 309, A.,

A bill to appoint commissioners to lay out and establish a public highway on the line between the counties of Kewaunee and Door, Wisconsin

No. 196, A.,

A bill to ratify, confirm and carry into effect, the action of certain cities and towns in aid of the construction of the Madison and Portage railroad, and to authorize the making of agreements in relation thereto, the levy of taxes therefor, and restricting the amounts in which other towns may render like aid.

M. C. No. 7, A.

Memorial in relation to an appropriation by congress, for a harbor at Ahnapee, Wis.

M. C. No. 9, A.

1. For the renewal of the grants of lands heretofore made by the United States to aid in the construction of a railroad from St. Croix river or lake to the west end of Lake Superior and to Bayfield.

2. For the passage of an act, should said grant not be renewed, authorizing those who have selected homesteads within its limits to select, each 80 acres additional, and providing for the issue by the commissioner of the general land office, to each settler who has paid since the passage of the grant, June 3d, 1856, double the minimum price for lands remaining to the United States within the limits of the grant, a certificate for the excess paid over \$1.25 per acre, such certificate to be receivable in payment of other public lands of the United States subject to entry.

THOS. SANDERSON,  
*Chairman.*

The committee on Incorporations, to whom were referred

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc,"

Report the same back with an amendment, in accordance with the instructions of the Assembly,

And your committee herewith return said bill, without recommendation, and would respectfully suggest that if the Assembly should desire the amendment of a bill in a certain way, it may be done without referring it to a standing committee whose duties are supposed to be different from clerical, especially in consideration of the fact that the different members of such committees may entertain different opinions as to the merits of the proposed amendment.

J. A. BAKER,

*Chairman.*

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A majority of your committee on Incorporations, on consideration of

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc,"

Respectfully represent, that the amendment made by the committee on said bill, and as reported by our worthy chairman, was made by order of the Assembly by instructions, and under our protest, your committee being of the opinion, that standing committees are constituted for the purpose of making careful examinations of all bills that may be referred to them, with the view of reporting the same back to the Assembly with whatever amendments or recommendations that they in their judgment may deem most proper, and not to be used as mere machines for the legislature, and to serve with instructions to amend or strike out parts of bills without regard to their own judgment.

If this is the province of *this* committee, it would most respectfully request a clerk to do the business, so as to be able to turn its attention to more important matters. Your committee is of the opinion that if this bill is amended, as per instructions from the Assembly, it would be an injustice to the people of Oconomowoc, and liable to reversal by the courts, and submit the following for your consideration :

Among other securities guaranteed by the Constitution, section 17, of article 1, of the Constitution of the State of Wisconsin provides: "The privilege of the debtor to enjoy the necessary comforts of life shall be recognized by wholesome laws exempting a *reasonable* amount of property from seizure or sale for the payment of any debt or liability hereafter contracted "

The legislature is by this provision of the constitution bound to enact exemption laws, but having once enacted them, it may vary or modify them so as to reduce the quantity of lands or other property exempted, provided it does not deprive the debtor of a reasonable amount of the comforts of life.

In the case of "Ball vs. Conrove," 18 Wis. Rep., page 238, it

was decided that the legislature may annex agricultural lands occupied as homesteads, to cities and other municipal corporations, and thereby incidentally abridge the privileges of the owners of the same to the exemption thereof.

It would seem from this that the court has decided that the words "town plat, city or village," mean just what the words import, to wit, the recorded plats, still it further decides that the same power that makes the exemption may vary the same, and thus reduce or enlarge the quantity of land by the act of incorporation. That the homestead right is not an absolute right, but rather a privilege that is guaranteed by the constitution.

This being the case, the question now arises, can the legislature so vary or modify the same as to materially change the relative value of homesteads, as to place it out of the control of the courts? The homestead law must, like other laws, be uniform, and operate as nearly alike as practicable upon all, and shall the legislature take away from the farmers that may be included within an incorporated village (and often on the application of one that is disinterested) really their almost entire homestead right, simply by the act of incorporation that may include their farms within a village corporation? The court, in deciding the case of Ball vs. Conrove, took the ground that one-fourth of an acre was all that the plaintiff could enjoy after the land was included in the corporation of Racine; but it did not decide that in case the act of incorporation included lands that were nearly worthless, that even then the homestead would still be reduced to one-fourth of acre, in place of forty acres of farmers' lands. This would be a decision virtually destroying the homestead right.

If the Legislature incorporates a village, and thereby reduces the homestead from 40 to 1-4 of an acre, it must at the same time look to it and see that the homestead is not virtually destroyed, otherwise the courts must again interfere in all such cases, and restore the homestead right.

If 800 acres of land (as is the case in this Oconomowoc charter), be included in a village corporation, 1,600 may be, and if 1,600, 3,200 and so on without limit, and by act of the legislature, all that is valuable about a homestead may be lost.

The present exemption law is all wrong. The law should in some way provide the total value of lands and personal property exempt from sale on execution for debt, and then there would be some uniformity and not the present discrepancy between improved and unimproved farms, village and city lots now exempt under the law.

This is not entirely a question of right and wrong; there is a further question. Is it policy for the state to pass those acts of incorporation with homestead exemptions of forty acres of farming lands as per statute or without the exemption until the legislature has first examined each individual case to see whether the present homestead exemption will not thereby be rendered still less uniform than at present under the law and the decisions of the courts.

There being no evidence before the committee to show that the farming lands included in the present charter of Oconomowoc is more valuable than other lands not included, or that they are rendered more valuable by being included in the corporation, and the fact being that under their *present charter* they have the ordinary exemption from sale for debt of 40 acres of farming lands, and the proof being shown before the committee that the people of this village have not sought to change their charter in this respect, that nothing is asked for more than is already theirs by law. We, a majority of your committee, respectively recommend the passage of bill No. 131 by substitute which, is hereby made a part of this report.

ALEX. W. ARNOLD,  
AUGUST RICHTER,  
HIRAM SMITH.

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The committee on Enrolled Bills presented to his Excellency, the Governor, for approval, on the 16th inst., the following bills:

No. 118, A.,

A bill to consolidate and amend the laws relating to trespassing on state lands.

No. 112, A.,

A bill to provide for the payment of fees to the witnesses for the defendant in criminal cases the same as to the witnesses on behalf of the state.

No. 64, A.,

A bill to provide for an abstract of tax sales in the county of Portage.

No. 135, A.,

A bill to change the name of John and Henry McEldowney to John and Henry Downey.

No. 4, A.,

A bill to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools.

No. 116, A.,

A bill to change the name of James William Dwyer to James William Eckles, and make him the heir at law of John Eckles.

No. 71, A.,

A bill to amend section one, chapter 128, general laws of 1867, entitled an act to prevent minors from playing at billiards and on bowling alleys and indulging in intoxicating drinks.

No. 125, A.,

A bill to repeal chapter 64 of the private and local laws of 1870, entitled an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river, at the village of Jenny,



No. 154, A.,

A bill to incorporate the Philatathean Society of Evansville Seminary.

THOMAS SANDERSON,

*Chairman.*

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 254, A.,

A bill to incorporate the village of Shawano.

No. 249, A.,

A bill to revise and consolidate an act entitled "an act to incorporate the Wisconsin Valley Railroad Company," approved October 13, 1856, and the various acts amendatory thereto.]

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

No. 205, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

No. 280, A.,

A bill to repeal chapter 184 of the general laws of 1864, entitled "an act relating to the collection of demands against ships, boats and vessels, and to revive and restore chapter 150 of the revised statutes, relating to the same subject, and to amend section 13 of said chapter; also, to revive and restore chapter 99 of the general laws of 1858, relating to the same subject.

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, county of Dodge, state of Wisconsin.

No. 53, A.,

A bill to authorize county boards of supervisors [to appoint land inspectors, and to define their duties and the duties of the clerks of boards of supervisors and assessors.

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Portland in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua in the county of Vernon.

A. ROOD,

*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred

No. 24, A.,

A bill to regulate the sale of patent rights in the State of Wisconsin, and to prevent frauds connected therewith,

Also,

No. 250, A.,

A bill to allow defences to patent right notes or obligations after transfer,

Report the same back by substitute as to No. 24, A.

ALEX. W. ARNOLD,

*Chairman.*

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The committee, consisting of the delegation from Dodge county, to whom were referred

No. 150, S.,

A bill to authorize the enlargement of the Beaver Dam cemetery, in the city of Beaver Dam,

Have had the same under consideration, and unanimously agree to report the same back and recommend that it pass.

A. H. ATWATER,

*Chairman.*

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 170, S.,

A bill for the relief of the Walworth County Agricultural Society.

No. 176, S.,

A bill to amend sections 2 and 4 of chapter 178 of the private and local laws of 1867, entitled an act in addition and supplementary to chapter 72, private and local laws of 1858, entitled an act to incorporate the city of Ripon.

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SENATE MESSAGE CONSIDERED.

Nos. 170 and 176, S.,

Were severally read a first and second times, and

ON motion of MR. DOWEN,  
The rules being suspended therefor,  
They were severally read a third time, and concurred in.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature,  
No. 42, S.,  
A bill to consolidate and amend the act to incorporate the city of  
Beaver Dam, and the several acts amendatory thereof.  
Said bill was signed by the Speaker.

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### SENATE MESSAGE OF YESTERDAY CONSIDERED.

The senate amendment to  
No. 295, A.,  
A bill to fix the terms of the circuit court in the county of Milwaukee,  
Was concurred in.  
No. 102, S.,  
A bill to appropriate to the widow of the Hon. Byron Paine, late  
Associate Justice of the Supreme Court, the sum of one thousand  
dollars,  
Was read first and second times and referred  
To committee on State Affairs.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks  
the concurrence of the Assembly in  
No. 181, S.,  
A bill to appropriate to the Winnebago County Agricultural Society  
the sum of money therein named.

## SENATE MESSAGE CONSIDERED.

No. 181, S.,

Was read a first and second times, and

On motion of Mr. Rounds,

The rules were suspended,

And No. 181, S., was read a third time and concurred in,

By the following vote :

Those voting in the affirmative were :

Messrs. Allen, Arnold, Bailey, Barney, Bate, Bowen, Bremner, D. W. Briggs, Chambers, Cheney, Cousins, Davis, Eastman, Field, Hall, Harris, Hinkley, Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, J. W. Hoyt, Jeffers, Judd, Keenan, Kuntz, Loneragan, Manson, Marvin, Maxon, McCormick, McDill, Merriam, Merrill, Meyer, Montgomery, More, Moulton, Nichols, Ockler, Otting, Pease, Pengra, O. S. Powell, R. T. Powell, Richards, Richter, Hood, Rounds, Rusch, Sanderson, Semman, Sherman, Smith, Vaughn, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—61.

Those voting in the negative were

Messrs. Anderson, Atwater, Bacon, Baker, P. R. Briggs, Coons, Dana, Fitzgerald, Fryer, Hammond, Heimdal, Humphrey, Kneell, McDonald, Mibills, Peterson, Rankin, Samuelson and Torgerson—19.

Those absent or not voting were

Messrs. Ayres, Ball, Barnard, Blake, Chase, Curtis Dick Fay, Freeman, Galagan, King, McIntosh, Morgan, Orton, Rhodes, Semple, Swain, Thorn, Trumer and Wagner—20.

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MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Swain,

The rules were suspended, and

No. 91, S.,

A bill to authorize the Chicago & Northwestern railway company to consolidate with the Baraboo Air Line railroad company, and other railroad companies therein named,

Was taken from the General file,

Read a third time and concurred in.

On motion of Mr. Manson,

The rules were suspended, and

No. 97, S.,

A bill to extend the time for the collection of taxes in the town and city of Grand Rapids, and the town of Centralia, in Wood county,

Was taken from the General File, and read a third time and concurred in.

On motion of Mr. Meyer,  
The rules were suspended, and,  
No. 148, S.,

A bill to provide for the support of the poor in the county of Ozaukee, and to abolish the office of superintendent of the poor in said county.

Was taken from the general file,  
Read a third time and concurred in.

On motion of Mr. C. M. Hoyt,

The consideration of the motion of Mr. S. A. White to reconsider the vote by which the Assembly on the 13th inst., concurred in the passage of

No. 20, S.,

A bill to protect the public against unauthorized insurance agents,

Was further postponed until to-morrow.

On motion of Mr. Hinckley,

No. 358, A.,

A bill to amend and revise the charter of the village of Waukesha,

Was recalled from the committee on Incorporations and recommended to the Waukesha County Delegation.

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Mr. Dana moved that when the the Assembly adjourn, it be to this evening at 7 o'clock,

Which motion prevailed.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 289, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company.

No. 275, A.,

A bill to amend section 9, of chapter 27, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Business College."

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys, and apportion the same to district No. 6,

No. 198, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county.

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 265, A.,

A bill to amend section 20, chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company.

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes.

No. 243, A.,

A bill to incorporate Lake Geneva Seminary.

No. 276, A.,

A bill providing for the levying of a special tax in the second ward of the city of Milwaukee.

No. 268, A.,

A bill to authorize a special venire, when from any cause there is an entire absence of jurors of the regular panel.

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No. 269 A.,

A bill relating to, and amendatory of, section 6 of chapter 160 of the general laws of 1859, entitled "an act to prescribe and limit the rate of interest."

No. 308, A.,

A bill to change the name of Amund Kjustolson, of Waupun, to Amund Kjustolson Dahl,

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad, Were severally read a third time and passed.

No. 58, A.,

A bill to amend chapter 121 of the revised statutes, entitled "of the jurisdiction of justices of the peace in criminal cases, and proceedings therein,"

Was read a third time and passed, and

The title thereto amended so as to read thus :

No. 58, A.

A bill to amend section 33, of chapter 121, of the revised statutes, entitled an act "of the jurisdiction of justices in criminal cases and the proceedings therein."

No. 11, A.

A bill to authorize the Portage, Winnebago & Superior railroad company to extend its road from Superior.

Was read a third time and passed, and by unanimous consent

Mr. Vaughn offered the following mendment : Amend by adding to section 1, after figures 1864, on the 10th line:

"Provided, however, that said company shall have the authority to construct and maintain a bridge across the St. Louis river at any point at or about Conner's Point, in said county of Douglas, whenever the same shall be assented to by resolution of the board of supervisors of the town of Superior."

Which amendment was adopted.

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**BILLS REPORTED BY COMMITTEE OF THE WHOLE,  
YESTERDAY, CONSIDERED.**

The substitute to

No. 94, A.,

A bill in relation to actions for the recovery of real property.]

Was adopted, and

Said bill was ordered engrossed.

The amendments to

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon,

Were concurred in, and

Said bill was ordered engrossed.

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Leave of absence was granted to Messrs. Dick and Holloway to Tuesday evening next.

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On motion of Mr. Richter,

The Assembly adjourned.

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7 o'clock, P. M.

The Speaker called the Assembly to order.

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On motion of Mr. Field.

The Assembly resolved itself into a



## COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Field in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

**MR. SPEAKER :**

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have made progress therein, and report back sundry bills, as follows :

No. 319, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof, approved March 23, 1865.

No. 326, A.,

A bill to repeal chapter 21, of the general laws of 1859, entitled an act in relation to undertakings and securities in certain cases.

No. 338, A.,

A bill to provide the jury a copy of the charge of the judge in all cases when required by any party to the action.

No. 342, A.,

A bill to amend chapter 121 general laws of 1868, entitled an act relative to compensation of county judges,

Without amendment.

No. 172, A.,

A bill to supply school officers with the "Journal of Education."

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers,

With amendment.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir at law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owon Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee.

No. 306, A.,

A bill to repeal section 2, of ~~chapter~~ 152, of the private and local laws of 1866, entitled an act to amend the act entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.



No. 317, A.,

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.

Without amendment.

No. 325, A.,

A bill to amend chapter 268, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

With amendment.

No. 332, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee Liedertafel, approved February 20th, 1868.

No. 24 S.,

A bill to provide for the construction of new roofs on the south wing of the State prison, and on the female prison at Waupun.

No. 112, S.,

A bill to appropriate the sum of \$30 to James M. Bull, for services as clerk of committee of state board of equalization for the year 1870.

No. 113, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

No. 114, S.,

A bill to appropriate the sum of \$12 to Charles Vedder, for services as messenger for state board of equalization for the year 1870.

No. 333, A.,

A bill to amend chapter 3 of the general laws of 1869, entitled "an act to provide postage stamps for the use of members of the Legislature."

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Nininger Stahl.

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 395 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 2, and to amend chapter 3 of chapter 474 of the local laws of 1866, entitled an act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.

Without amendment.

No. 402, A.,

A bill to extend the time for the collection of taxes in the towns of Stockton and Plover, in Portage county,

With amendment.

No. 74, S.,

A bill to appropriate to L. B. Hills a sum of money therein named.

No. 99, S.,

A bill to appropriate to the members of the Visiting Committee each \$100.

No. 118, S.,

A bill to change the name of Nellie Gordon to Nellie Parton, and to make her the heir-at-law of Alva Parton and Rebecca Parton,  
Without amendment.

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs,

With amendment.

No. 188 A.,

A bill to incorporate the Potosi & Mississippi Plank and Turnpike road company.

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau.

No. 226 A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 228, A.,

With amendment.

A bill to change the boundary of the city of Stevens Point.

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode of restricting the amount thereof, and directing the levy of a tax therefor.

No. 278 A.,

A bill to extend the time for the selling of land in the county of Kenosha for the non payment of taxes,

With amendment.

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## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 225, A.,

Was,

On motion of Mr. King,

Recommitted to committee on Town and County Organization.

No. 226, A.,

Was,

On motion of Mr. Sanderson,

Recommitted to committee on Town and County Organizations.

Nos. 326 and 338, A.,

Were severally indefinitely postponed.

No. 169, A., was on motion of Mr. Field, postponed until tomorrow.

Nos. 188, 228, 289, 290, 297, 306, 317, 319, 332, 333, 342, 356, and 386, A.,

Were severally ordered engrossed.

Nos. 24, 74, 99, 112, 113, 114, and 118, S.,

Were severally ordered to a third reading.

The amendments reported to,

Nos. 172, 184, 278, 325 and 402, A.,

Were severally concurred in, and

Said bills were severally ordered engrossed.

On motion of Mr. Pease,

No. 233, A.,

Together with

No. 366, A.,

A bill to enable the city of Madison in this state to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same,

Were recommitted to the committee on Railroads.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills respectfully report that they have examined the following bill, and find it correctly engrossed:

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

A. ROOD,

*Chairman.*

On motion of Mr. Pease,

The rules were suspended,

Said bill above reported was read a third time and passed.

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The committee on Roads, Bridges and Ferries, to whom was referred,

No. 432, A.,

A bill to authorize the treasurer of the town of Highland, county of Iowa, to pay over certain moneys to the overseer of highways in the village of Highland, county of Iowa,

Have had the same under consideration, and would respect recommend its passage.

D. COOPER AYERS,

*Chairman.*

## MISCELLANEOUS PROCEEDINGS:

On motion of Mr. Hall,

No. 279, A.,

A bill to repeal section 8, of chapter 123, of the revised statutes, entitled of the place of trial of civil actions, also to repeal section 2, of chapter 178, of the revised statutes, entitled of the change of venue in criminal cases.

Was taken from the general file, and

Referred to the Judiciary committee.

On motion of Mr. Bate,

The rules were suspended, and

No. 157, S.,

A bill to authorize Almon C. Allen and others to erect and maintain a boom on the Mississippi river,

And

No. 150, S.,

A bill to authorize the enlargement of the Beaver Dam cemetery, in the city of Beaver Dam,

Were severally read a third time and concurred in.

No. 398, A.,

A bill to legalize assessment, levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax,

Was read a third time and passed.

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BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Kuntz :

No. 482, A.,

A bill to authorize certain towns and villages to aid in the construction of railroads.

To committee on Railroads.

By Mr. S. A. White :

No. 483, A.,

A bill to authorize the Wisconsin Northern railroad company to receive subscriptions of stock from towns, cities or villages on the line of said road.

To committee on Railroads.

Mr. C. M. Hoyt moved that the Assembly do now adjourn,

Which motion was lost.

By Mr. Cheney :

No. 484, A.,

A bill to extend the time for the collection of taxes in the town of Oakdale, in the county of Monroe.

On motion of Mr Cheney,  
The rules were suspended, and  
Said bill was read third time and passed.

By Mr. Cheney :

No. 485, A.,

A bill to incorporate the Sparta and Neilsville Railroad Company  
To committee on Railroads.

Mr. Maxon moved that the Assembly do now adjourn,  
Which motion was lost.

By Mr. Bailey :

No 486, A.,

A bill to legalize the official acts of the officers of the school  
board of school district No. 8, in the town of Marshall in Rich-  
land county, for the school year ending September 30, 1870, and  
to authorize them to pay their teacher.

On motion of Mr. Bailey,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Rounds :

No. 487, A.,

A bill to incorporate the Menasha savings bank.  
To committee on Banks and Banking.

Mr. C. M. Hoyt moved that the Assembly do now adjourn,  
Which motion was lost.

By Mr. Chase :

No. 488, A.,

A bill to amend chapter 55, general laws of 1870, entitled an act  
to amend chapter 19 of the revised statutes, entitled of highways  
and bridges.

To committee on Roads, Bridges and Ferries.

By Mr. Sanderson :

No. 489, A.,

A bill to extend the time for the collection of taxes in the town  
of Arlington, Columbia county.

On motion of Mr. Sanderson,

The rules were suspended, and

Said bill was read a third time and passed.

Mr. C. M. Hoyt moved that the Assembly do now adjourn,  
Which motion was lost.

By Mr. Pease :

No. 490, A.,

A bill to change and fix the time for holding the terms of the  
circuit court in the third judicial circuit.

On motion of Mr. Pease,  
The rules were suspended, and  
Said bill was read a third time and passed.

By Mr. Arnold :

No. 491, A.,

A bill to provide for the making and filing of proof of the posting of the notices of tax sales in the county of Trempealeau in the year 1863.

To committee on Judiciary.

By Mr. Vaughn :

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Buffalo, in Bayfield county.

To committee on Roads, Bridges and Ferries.

By Mr. McCormick :

No. 493, A.,

A bill to provide for the payment of school moneys to the towns therein named.

On motion of Mr. McCormick,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Blake :

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mt. Pleasant, in the county of Racine, for highway purposes.

To committee on State Affairs.

Mr. Myer moved to adjourn,

Which was lost.

By Mr. Bowen :

No. 495, A.,

A bill to amend section 28 of chapter 7 of the revised statutes entitled of elections.

To committee on Judiciary.

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Leave of absence was granted.

To Messrs. Freeman and J. S. White until to-morrow evening.

To Mr. Gallagan to Tuesday evening next.

To Mr. Thorn, indefinitely.

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On motion of Mr. Rounds,

The Assembly adjourned.



Memorial of Andrew Proudfit, James K. Proudfit and E. A. Calkins, in relation to Assembly bill No. 453:

The suit to which this bill relates was brought in the supreme court, to recover from the State the balance due and unpaid on a printing contract between the State and Beriah Brown, which he assigned to Andrew Proudfit, who assigned it to Calkins and J. K. Proudfit. The interest of Calkins has been re-assigned to Andrew Proudfit since the commencement of this suit.

The original answer of the state, set up as a defense that the legislature had at various times appropriated to Calkins & Proudfit certain sums of money, in full of the amount due them for printing, and that, though these amounts were less than what they claimed to be due, they had accepted the same at the state treasury. The difference between the amount thus appropriated to them and the amount which they claim, was based upon a dispute as to the construction of the contract, and some other items. This difference is the amount for which they sued, and which still remains due and unpaid. They accepted the sums appropriated to them because they were compelled to do so by the exigencies of their business, and because they required the money for use in fulfilling the contract; and they did so in ignorance of the fact that it could by any possibility bar or invalidate their legal right to the balance due.

At a subsequent stage of the suit, the state filed an amended answer, as a further defense, that, at the time the contract was entered into between Brown and the state, he represented that the language of his bid had a different meaning from that which it actually possessed, and that, through these alleged misrepresentations, the contract was awarded to him as the lowest bidder. The plaintiffs rejoined that Brown did not make the alleged misrepresentations, and that the printing commissioners were not thereby misled, and that, if he did, it did not change the terms of the contract, because,

1st. Verbal statements of parties could not change the terms of the written contract, and

2d. The bids in competition with that of Brown were not according to the form provided by law, and his was the lowest legal bid, however it might be construed, and the contract was awarded to him for that reason.

The case was sent to the Milwaukee circuit court for trial of the issue of fact by a jury. The testimony relating to the alleged misrepresentations of Brown, if there was any, was not admitted on the trial, because it could not affect the terms of the contract, and was, for that reason immaterial. The verdict of the jury found that the construction claimed by the plaintiffs was the correct construction; that they had fulfilled all its requirements, and that the amount claimed by them was justly due and unpaid thereon.

The Supreme Court refused to enter up judgment against the State on this verdict, for the purely technical reasons that the



plaintiffs had accepted the money appropriated to them in full, although the jury found that it was not in full; and also because the issue of Brown's alleged false representations had not been tried. The plaintiffs then applied for an order remanding the case for trial of the issue not tried, but this was refused, because a verdict in their favor would not help their case, as the acceptance of payment in full was of itself a bar to their recovery. Subsequently, during the war, and while the plaintiffs were both absent from the State with their commands in the armies in the field, judgment was entered up against them for costs.

The Legislature, in 1866, passed an act vacating this judgment and re-instating the case on the Milwaukee verdict, and providing that the acceptance by the plaintiffs of the amounts appropriated to them by the legislature in full, should not be a bar to the recovery of the balance due on the contract; and providing, further, that the remaining issue, to wit, the alleged false representations of Brown, might be tried.

Two years afterward, a trial was reached on this issue. The plaintiffs proved, by the testimony of Brown, that he did not make the alleged false representations to the printing commissioners, but that the sole grounds on which he claimed that the contract should be awarded to him was that his was the only legal bid before them. The printing commissioners were also present, and testified that Brown did not make the alleged false representations, and that if he did it would not have changed their award, as they decided that the bid in competition with his was not a legal bid, and that his was the only legal bid before them for their consideration. E. A. Calkins and other witnesses were before them, and testified to the same facts. The decision of the printing commissioners was produced, showing that they awarded the contract to Brown as the only legal bidder. Against this body of evidence the state produced a single deposition, that of James Dinsmore, the competing bidder against Brown, who testified that Brown did make the alleged false representations, and (claiming to know the minds of the commissioners better than they did themselves, and against the record of their decision in the case,) that they awarded to him the contract on the said false representations. In spite of this vast preponderance of testimony from witnesses present on the stand, and on this single deposition of a disappointed and malignant bidder, the jury rendered a verdict unfavorable to the plaintiffs, again defeating by a mere technicality, and in the face of a mountain of evidence, their just right to compensation for work done and materials furnished on a contract with the state ten years before. We are confident that this result was reached because the court intimated to the plaintiff's counsel that argument was unnecessary as the evidence was overwhelmingly on the side of the plaintiffs, and the case was not therefore argued on behalf of the plaintiffs, though the judge charged the jury in their favor. A motion for a new trial

of this issue is now pending, but the fact that courts are extremely reluctant to set aside the verdict of a jury, however found against evidence, admonishes us that we may be unable to obtain relief except by the action of the legislature on the equities and merits of the whole matter.

By the solemn act of the legislature of 1866, the verdict of the jury on the construction of the contract, and the amount due and unpaid thereon, is established as on equitable claims against the state. The legislation asked will give it a tangible and definite form, and be an act of honest justice which a great and wealthy state can well afford to perform on behalf of the aggrieved individuals who ask it.

ANDREW PROUDFIT,  
JAMES K. PROUDFIT,  
E. A. CALKINS.

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### RESOLUTIONS INTRODUCED.

By Mr. Merrill :

Jt. Res. No. 21, A.

*Resolved, By the Assembly, the Senate concurring, That the legislature adjourn sine die on the 9th day of March, 1871, and that no new business will be considered after the 27th day of February, 1871, and no bill shall be altered or amended after the 4th day of March, 1871.*

Which lies over.

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### RESOLUTIONS CONSIDERED.

Res. No. 26, A.,

Changing the hour of morning sessions,

Introduced by Mr. Field on yesterday, was

On motion of Mr. Pease,

Laid on the table,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Arnold, Ayres, Baker, Barnes, Bate, Blake, P. B. Briggs, Cousins, Dana, Diak, Eastman, Fay, Freeman, Fryer, Heimdal, Hoskins, Hoyer, C. M. Hoyt, J. W. Hoyt, Judd, Keenan, Knoll, Loneragan, Maxon, McCormick, McDill, McIntosh, Meyer, Mihills, More, Moulton, Nichols, Otting, Orton, Pease, Rankin, Richter, Rood, Rounds, Semmann, Swain, Vaughn, Wagner, Watts, S. A. White and Mr. Speaker Smith—47.

Those voting in the negative were

Messrs. Allen, Atwater, Bacon, Bailey, Ball, Barnard, Bowen, Chambers, Cheney, Coons, Curtis, Davis, Field, Fitzgerald, Hammond,

Harris, Hinkley, Hixon, Jeffers, King, Manson, Marvin, McDonald, Merriam, Merrill, Montgomery, Ockler, Pengra, Peterson, R. T. Powell, Rhodes, Richards, Samuelson, Sanderson, Sherman, Smith, Torgerson, Weil and J. S. White—39.

Those absent and not voting were

Messrs. Bremner, D. W. Briggs, Chase, Galagan, Hall, Holloway, Humphrey, Kuntz, Morgan, O. S. Powell, Rusch, Sample, Thorn and Trumer—14.

## BILLS INTRODUCED.

Read first and second times and referred

By Mr. Chase :

No. 496, A.,

A bill to provide for the collection of judgments in certain cases.

To committee on Judiciary.

By Mr. Harris :

No. 497, A.,

A bill to incorporate the Craig Mining Company.

To Grant County Delegation.

By Mr. Vaughn :

No. 498, A.,

A bill to incorporate the Faulkner Browning Construction Company.

To committee on Internal Improvements.

By Mr. Smith :

No. 499, A.,

A bill to amend section 8, of chapter 155, general laws of 1863, entitled an act to codify the laws of this state, relating to common schools, so as to authorize female persons paying taxes, to become voters in school meetings.

To committee on Education.

By Mr. Blake :

No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

To committee on Railroads.

By Mr. Semmann :

No. 501, A.,

A bill to amend section 1 of chapter 94 of the revised statutes, entitled "of the sale of lands for the payment of debts, by executors, administrators and guardians," and section 1 of chapter 270 of the general laws of 1864, entitled "an act relating to homesteads."

To committee on Judiciary.

By Mr. Allen :

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City, in Buffalo county, state of Wisconsin, approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo.

To committee on Town and County Organization.

By Mr. Pease :

No. 503, A.,

A bill to permit and authorize the Portage & Madison railroad to take up and remove a portion of its railroad track on certain conditions.

To committee on Railroads, and not printed.

By Mr. Anderson :

No. 504, A.,

A bill for the relief of school district No. 6 in the town of Roxberry, Dane county.

To committee on Education.

By Mr. Judd :

No. 505, A.,

A bill to enable damage in certain cases to be paid by the first ward of the city of Oshkosh.

To committee on Judiciary.

By Mr. D. W. Briggs :

No. 506, A.,

A bill to extend the time for the collection of taxes in the town of Clayton, in the county of Crawford

On motion of Mr. D. W. Briggs, the rules were suspended and said bill

Was read a third time and passed.

By Mr. Manson :

No. 507, A.,

A bill to establish Lumber District No. 10, in the State of Wisconsin.

To committee on Lumber and Manufactures.

By Mr. Baker :

No. 508, A.,

A bill to change the name of Charles Rausier to James Patterson.

To committee on Local Legislation.

By Mr. Baker :

No. 509, A.

A bill to authorize the Superintendent of Public Property to furnish stationery to the engineer and fireman of the capitol and to their two assistants.

To committee on Contingent Expenses.

By Mr. J. S. White :

No. 510, A.,

A bill authoring and directing the registers of deeds, in the State of Wisconsin, to keep a general index of the names of all grantors and grantees in deeds, mortgages or other written instruments recorded in their offices relating to or in any manner affecting real estate.

To committee on Town and County Organization.

By Mr. Rankin :

No. 511, A.,

A bill to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

To committee on Railroads.

By Mr. Pease :

No. 512 A.,

A bill to remove the seat of government from the city of Madison to the city of Milwaukee, in the State of Wisconsin.

To select committee of one, Mr. Pease, and ordered not printed.

By Mr. Merrill :

No. 513, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 13th, 1855.

To committee on Internal Improvements.

By Mr. Orton :

No. 514, A.,

A bill to limit the amount of fees to be received by the commissioner of school and university lands.

To committee on School and University Lands.

By Mr. Orton :

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 182 of the revised statutes, entitled of issues made, of trial and judgment in civil cases.

To committee on Judiciary.

By Mr. Orton :

No. 516, A.,

A bill to provide for serving notices of trial and filing notices of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

To committee on Judiciary.

By Mr. Ayres :

No. 517, A.,

A bill to provide for laying out and establishing a state road from the Borough of Fort Howard to Duck Creek in Brown county. To committee on Roads, Bridges and Ferries.

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### REPORTS OF STANDING COMMITTEES.

The committee on Local Legislation, to whom was referred No. 411, A.,

A bill to change the name of William Sabine to William Bishop, and to make him the heir-at-law of Thomas W. and Joanna H Bishop.

No. 105, S.,

A bill authorizing W. C. Ellis of the city of Beaver Dam. county of Dodge, State of Wisconsin, to do and perform certain acts.

No. 115, S.,

A bill to change the name of William Henry Fox and Eugenie Lydia Fox, to William Henry Atkinson, and Eugenie Lydia Atkinson, and make them heirs-at-law of Wm. Atkinson,

Have had the same under consideration, and recommend their passage.

D. D. CHENEY,

*Chairman.*

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The committee on Education, to whom was referred

No. 328, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan,

Had the same under consideration, report the same back and recommend that it do pass.

The committee had also under consideration

No. 357, A.,

A bill to provide for the employment of clerks in the office of the State Superintendent, and appropriating money for the payment thereof,

And report the same back without recommendation.

C. C. KUNTZ,

*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred No. 244, A.,

A bill to amend the charter of the Kenosha Improvement Company,

Have had the same under consideration, and respectfully report the same back with the recommendation that it do pass.

U. D. MERRILLS,

*Chairman.*

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The committee on State Prison, to whom was referred,  
No. 282, A.,

A bill to consolidate all acts now in force for the government and management of the State Prison, and to amend the same,

Respectfully report the same back with an amendment, and recommend its passage when so amended.

GEO. G. SWAIN,

*Chairman.*

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The committee on State Affairs, to whom was referred the following bills have had the same under consideration, and respectfully report the same back with the following recommendations:

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and to cause a fence around the capitol park to be built,

Report the same back with substitute for section one, and recommend its passage.

No. 260, A.,

A bill to reduce the valuation of the counties of Shawano and Oconto,

Report the same back with recommendation that it be indefinitely postponed.

Res. No. 24, A.,

A resolution relative to institutions for the education of feeble minded and idiotic youth,

Report the same back with recommendation that it be referred to committee on Charitable and Benevolent Institutions.

W. W. FIELD,

*Chairman.*

Res. No. 24, A.,

Was so referred.

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The committee on State Affairs to whom was referred,

No. 361, A.,

A bill to further regulate the sale or disposition of intoxicating liquors in town and villages,

Have had the same under consideration, and a majority respectfully report the same back with amendment and recommend its passage when so amended.

Messrs. Orton and Keenan dissenting.

W. W. FIELD,

*Chairman.*

The committee on Judiciary, to whom was referred the following bills have had the same under consideration, and have instructed me to report the same back with the following recommendations :

No. 439, A.,

A bill relating to the verdicts of juries

No. 399 A.,

A bill to facilitate the settlement of damages to lands overflowed  
With the recommendation said bills be indefinitely postponed.

No. 273, A.,

A bill to further provide for and regulate the sale of intoxicating drinks in this state.

With the recommendation that said bill be referred to the committee on State Affairs,

No. 211, A.,

A bill to amend section 56 of chapter 7 of the revised statutes, entitled "of elections,"

With the recommendation that said bill be referred to the committee on Privileges and Elections.

D. HALL,  
*Chairman.*

Nos. 211 and 273, A.

Were severally so referred.

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The committee on Railroads to whom were referred the following bills, respectfully report the same back to the House, as follows :

No. 86, S.,

A bill to incorporate the Dunleith, La Crosse and St Croix River Shore Railroad Company,

Without amendment, and recommend that it be concurred in.

No. 73, S.,

A bill to incorporate the State Line and Union Railroad Company,

With amendments, and recommend concurrence therein when so amended.

No. 324, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled "an act to incorporate the Penoka and St. Croix Railroad Company,"

Without amendment, and its passage recommended.

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company,

Without amendment, and its passage recommended.

No. 369, A.,

A bill to authorize the counties and towns through which the Fort Howard, Shawano and Mississippi Railroad passes, to aid in its construction,

With amendment, and recommend its passage when so amended.



No. 274, A.,

A bill to incorporate the Eau Claire, Alma and Winona Railroad Company,

With amendment, and recommend its passage when so amended.

No. 385, A.,

A bill to amend section 2, chapter 104, of the general laws of 1870, entitled "an act to aid the West Wisconsin Railway Company,"

Would respectfully report the same back to the House without any recommendation.

[J. S. CURTIS,  
*Chairman.*

On motion of Mr. Arnold:

No. 385, A.,

Was referred to committee on Judiciary.

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The committee on Incorporations, to whom was referred

No. 258, A.,

A bill to revise the charter of the city of Chippewa Falls.

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 346, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

No. 383, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac.

No. 387, A.,

A bill to amend chapter 114 of the private and local laws of 1870, entitled "an act to incorporate the village of Randolph, in the counties of Columbia and Dodge."

No. 392, A.,

A bill to amend chapter 267 of the private and local laws of 1858, entitled "an act to incorporate the city of Stevens Point, and to repeal section 2 of chapter 123 of the private and local laws of 1869, entitled 'an act to amend an act to incorporate the city of Stevens Point.'"

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association.

No. 396, A.

A bill to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

No. 408, A.

A bill to incorporate the Madison Driving Park Association,

Have had said bills under consideration, and respectfully report the same back without amendment, and recommend that they do pass.

No. 167, S.,

A bill to amend section 4 of chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof."

No. 92, S.,

A bill to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereof.

Have had the same under consideration, and respectfully report the said bills back with the recommendation that their passage be concurred in.

Also,

No. 50, A.,

A bill to amend chapter 420, of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company,

No. 236 A.,

A bill to incorporate the Bayfield Gas Light Company.

No. 291, A.,

A bill to incorporate the village of Augusta.

No. 374, A.,

A bill to incorporate the Phillips Colby Manufacturing and Construction company,

Report the same back with amendments and respectfully recommend that said bills pass when so amended.

J. A. BAKER,

*Chairman,*

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 332 A.,

A bill to amend an act entitled an act to incorporate the Milwaukee Leidertafel, approved Feb. 20, 1868.

No. 306, A.,

A bill to repeal section 2, of chapter 152 of the private and local laws of 1866, entitled an act to amend an act, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.

No. 333, A.,

A bill to amend chapter 3, of the laws of 1869, entitled an act to provide postage stamps for the use of the members of the legislature.

A. ROOD,

*Chairman.*

Nos. 306 and 332, A.,

Above reported, were severally read a third time and passed.

No. 333, A.,

Above reported, was read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Bacon, Bailey, Ball, Barnes, Bate, Blake, Bremner, P. R. Briggs, Chase, Cheney, Coons, Cousins, Curtis, Dana, Fay, Field, Fitzgerald, Freeman, Fryer, Hall, Hammond, Harris, Hixon, Humphrey, Jeffers, Judd, Keenan, King, Lonergan, McDill, McIntosh, Merrill, Meyer, More, Nichols, Oetling, Orton, Pease, O. S. Powell, Richards, Richter, Sanderson, Smith, Swain, Vaughn, Wagner, J. S. White and Mr. Speaker Smith—52.

Those voting in the negative were

Messrs. Chambers, Heimdal, Hoyer, J. W. Hoyt, Manson, Maxon, McDonald, Mibills, Montgomery, Moulton, Ockler, Peterson, R. T. Powell, Rankin, Rhodes, Rood, Samuelson, Trumer and S. A. White—20.

Those absent or not voting were,

Messrs. Ayres, Baker, Barnard, Bowen, D. W. Briggs, Davis, Dick, Eastman, Galagan, Hinkley, Holloway, Hoskins, C. M. Hoyt, Knoll, Kuntz, Marvin, McCormick, Merriam, Morgan, Pengra, Rounds, Rusch, Semman, Semple, Sherman, Thorn Torgerson, Watts and Weil—28.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary.

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

No. 347, A.,

A bill to change the name of District No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

A. ROOD,

*Chairman.*

Nos. 320 and 347, A.,

Above reported,

Were severally read a third time and passed.

No. 218, A.,

Above reported,

Was read a third time and passed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Bailey, Baker, Ball, Barnard, Barney, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Dana, Davis, Fay, Field, Fitzgerald, Fryer, Hall, Hammond, Harris, Heimdal, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Lonergan, Manson, Marvin, Maxon, McCormick, McDill, McIntosh, Merriam, Merrill, Meyer, Mibills, Moatgomery, More, Nichols, Oetling, Orton, Pease, Pengra, Peterson, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Samuelson, Sanderson, Smith, Swain, Vaughn, Wagner, Watts, J. S. White, S. A. White, and Mr. Speaker Smith—72.

None voting in the negative.

Those absent or not voting were

Messrs. Ayres, Bacon, Bremner, Curtis, Dick, Eastman, Freeman, Galagan, Hinkley, Hixon, Holloway, C. M. Hoyt, Knöell, Kuntz, McDonald, Morgan, Moulton, Ockler, O. S. Powell, Rankin, Rusch, Semman, Semple, Sherman, Thorn, Torgerson, Tramer and Weil.—28

The committee on Enrolled bills have examined

No. 111, A.,

A bill to provide for holding Normal Institutes in the State of Wisconsin, and to appropriate a certain sum of money for the purposes therein named,

And find the same correctly enrolled.

THOS. SANDERSON,

*Chairman*

Said bill was signed by the Speaker.

The committee on Enrolled Bills, report that on this day they have presented to his Excellency the Governor for his approval,

No. 111, A.,

A bill to provide for holding normal institutes in the state of Wisconsin, and to appropriate a certain sum of money for the purposes therein named,

THOS. SANDERSON,

*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The select committee, composed of the delegation from the 7th judicial circuit, to whom was referred

No. 45, S,

A bill to authorize the appointment of a phonographic reporter for the 7th judicial circuit,

Have had the same under consideration and beg leave to report the same back with an amendment and recommend its passage when amended.

E. MONTGOMERY,  
*Chairman.*

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The Select committee, to whom was referred  
No. 171, A.,

A bill for the preservation of fish in Lake Winnebago, Fox and Wolf rivers, and their tributaries.

Have had the same under consideration, and have instructed me to report it back, with amendments, and when so amended recommend its passage.

R. J. JUDD,  
*Chairman.*

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Your committee, consisting of the delegation of Waukesha county, having had under consideration

No. 358, A.,

A bill to amend and revise the charter of the village of Waukesha,

Respectfully report the same back and recommend its passage.

L. D. HINKLEY,  
J. D. McDONALD,  
WM. OCKLER.

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The Special Committee to whom was referred  
No. 104, S.,

A bill to legalize the proceedings of the board of supervisors of the county of Washington, in certain proceedings therein mentioned,  
Report the same back with recommendation that it do pass.

B. S. WEIL,  
*Chairman.*

On motion of Mr. Weil,  
The rules were suspended, and  
Said bill was read a third time and passed.

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The delegation representing the city of Watertown have had under consideration

No. 436, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28th, 1865,

Respectfully report the same back without amendment, with the recommendation that it do pass.

D. HALL,  
*Chairman.*

On motion of Mr. Hall,  
The rules were suspended, and  
No. 436, A.,  
Was read a third time and passed  
By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayers, Bacon, Bailey, Ball, Barnard, Barnes, Bate, Blake, Bowen, Bremner, P. R. Briggs, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Eastman, Fay, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Hoskins, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, Knell, Kuntz, Lonergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Montgomery, More, Nichols, Ockler, Oetling, Pease, Pengra, O. S. Powell, R. T. Powell, Rankin, Rhodes, Rood, Rounds, Sherman, Swain, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker. Smith—71.

None voting in the negative.

Those absent or not voting were

Messrs. Baker, D. W. Briggs, Chambers, Dick, Field, Fitzgerald, Freeman, Galagan, Holloway, Hoye, Jeffers, King, Morgan, Moulton, Orton, Peterson, Richards, Richter, Rusch, Samuelson, Sanderson, Semmann, Semple, Smith, Thorn Torgerson, Trumer, Vaughn and Weil—29.

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The Select committee, to whom was referred  
No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States,

Report the same back by substitute, with the recommendation by majority of the committee that the substitute do pass.

D. HALL,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in the passage of

No. 111, A.,

A bill to provide for holding normal institutes in the state of Wisconsin, and to appropriate a certain sum of money for the purposes therein named.

And present you for signature

No. 77, S.,

A bill to authorize Julius Sizer and others to build and maintain a dam across Milwaukee river, in the county of Ozaukee.

No. 66 S.,

A bill to regulate the building of bridges across Manitowoc river, in the city of Manitowoc.

Said bills, Nos. 66 and 77, S.,

Were signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present to you for signature

No. 91, S.,

A bill to authorize the Chicago & Northwestern railway company to consolidate with the Baraboo Air Line railroad company, and other railroad companies therein named,

And,

No. 11, S.,

A bill to authorize the appointment of phonographic reporters for the circuit court of the several counties in the sixth judicial circuit.

Said bills were signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature

Mem. C. No 3, S.,

Memorial to congress for an appropriation for a harbor at Port Washington, county of Ozaukee.

Said bill was signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 108, S.,

A bill to amend chapter 126, general laws of 1869, entitled "an act to authorize certain counties, towns, cities and villages to aid in the construction of the land grant railroad from Portage City and from Doty's Island to Lake Superior,

No. 54, S.,

A bill to amend section 20, chapter 141, revised statutes, entitled actions for the recovery of real property.

No. 35, S.,

A bill to appropriate a sum of money for the expense of the institute for the education of the deaf and dumb, for the year 1871.

No. 75, S.,

A bill relating to courts held by justices of the peace, and to amend sections 5, 6, 7, 8, 9, 36 and 37 of chapter 120 of the revised statutes, and to repeal section 1 of chapter 30 of the general laws of 1870.

No. 119, S.,

A bill relating to the fees of deputy clerks of Circuit courts, and amendatory of section 1, chapter 93, general laws of 1867, entitled "an act to provide for the compensation of deputy clerks of the circuit court in the several counties of this State."

No. 121, S.,

A bill to repeal chapter 297 local laws of 1868, entitled an act to appropriate the drainage fund in the town of Caledonia, in Wau-paca county, for highway purposes, and chapter 124 of local laws of 1869 amendatory thereto.

No. 123, S.,

A bill to repeal section 4, chapter 121, general laws of 1868, entitled an act relating to the compensation of county judges,

No. 131, S.,

A bill amendatory of chapter 112, general laws of 1869, entitled an act to provide for the registering of the names of persons who have been admitted to citizenship, or who may hereafter be admitted to become citizens of the United States of America.

No. 65, S.,

A bill to prepare the additional institution for the insane, at Oshkosh, for the reception of patients.

No. 134, S.,

A bill to make Ella Grace Huntley, the heir-at-law of George W Huntley and Sarah D. Huntley.



Mem. C. No. 15, S.,

A memorial to the postmaster general for an increase of the mail service on the mail route between the city of Manitowoc, in the county of Manitowoc, in the village of Menasha, in the county of Winnebago.

No. 43, S.,

A bill to provide for the payment of the sergeant-at-arms of the senate session of 1870, and of the witnesses subpoenaed by him to testify before special railroad committee.

Has concurred with the Assembly in

No. 267, A ,

A bill to change the name of Samuel W. Bouchey of Green Bay .

No. 57, A.,

A bill to repeal parts of sections 10, 11 and 12, of chapter 434 of the private and local laws of 1870, entitled "an act to incorporate the Adams County Collegiate Institute."

And has amended and concurred in as amended,

No. 105 A.,

A bill to repeal chapter 404 of the private and local laws of 1868, entitled "an act to authorize the supervisors of Racine county to construct drains in certain cases ;" also, chapter 394 of the private and local laws of 1869, entitled "an act to amend chapter 404 of the private and local laws of 1869,"

And has concurred in,

No. 127, A ,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city,

No. 210, A.,

A bill to incorporate the board of education of the Welsh Calvinistic Methodists of Wisconsin,

No. 255, A.,

A bill to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales.

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### SENATE MESSAGE CONSIDERED.

The amendment to

No. 105, A.,

Was concurred in.

The following Senate bills and memorial were severally read a first and second times and referred

Mem. C. No. 15, S.,

To committee on Federal Relations.

Nos. 35, 43, and 65, S.,

To the General File.

Nos. 54, 119, 123, 131, and 134, S.,

To committee on Judiciary.

No. 108, S.,

To committee on Railroads.

No. 121, S.,

To committee on Swamp and Overflowed Lands.

No. 75, S.,

Was on motion of Mr. Maxon,

Ordered to be returned to the Senate to be corrected in the title.

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### SENATE BILLS ON A THIRD READING.

No. 118, S.,

A bill to change the name of Nellie Gordon to Nellie Parton, and to make her the heir-at-law of Alva Parton and Rebecca Parton.

Was read a third time, and concurred in.

No. 24, S.,

A bill to provide for the construction of new roofs on the south wing of the State prison, and on the female prison, at Waupun.

No. 112, S.,

A bill to appropriate the sum of \$30 to James M. Bull for services as clerk of committee of state board of equalization for the year 1870.

No. 74, S.,

A bill to appropriate to L. B. Hills a sum of money therein named.

No. 99, S.,

A bill to appropriate to the members of the Visiting Committee each \$100

No. 114, S.,

A bill to appropriate the sum of \$12 to Charles Vedder, for services as messenger for state board of equalization for the year 1870,

Were severally read a third time and concurred in.

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Baines, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Hall, Harris, Heimdal, Hinkley, Hixon, Hoskins, Hye, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Kuntz, Loneragan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mibills, Montgomery, More, Moulton, Nichols, Ockler, Otting, Orton, Pease, Pengra, O. S. Powell, Rankin, Rhodes, Richards, Richter, Rood, Samuelson, Sanderson, Sherman, Smith, Swain, Torgerson, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker, Smith—81.

Those voting in the negative were

Messrs. Bremner and Keenan—2.

Those absent or not voting were

Messrs. Barnard, Curtis, Galaghan, Hammond, Holloway, King, Knoll, Morgan, Peterson, R. T. Powell, Rounds, Rusch, Semmann, Semple, Thorn, Trumer and Weil—17.

No. 113, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

Was read a third time, and

On motion of Mr. Nichols,

Was recommitted to committee on Printing.

### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 249, A.,

A bill to revise and consolidate an act entitled "an act to incorporate the Wisconsin Valley Railroad Company," approved October 13, 1856, and the various acts amendatory thereto.

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

No. 205, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

No. 280, A.,

A bill to repeal chapter 184 of the general laws of 1869, entitled "an act relating to the collection of demands against ships, boats and vessels, and to revive and restore chapter 150 of the revised statutes, relating to the same subject, and to amend section 13 of said chapter; also, to revive and restore chapter 99 of the general laws of 1858, relating to the same subject.

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, in the county of Dodge, state of Wisconsin,"

No. 53, A.,

A bill authorizing county boards of supervisors to appoint land inspectors and to define their duties and the duties of the clerks of the boards of supervisors and assessors,

Were severally read a third time and passed.

No. 254, A.,

A bill to incorporate the village of Shawano.

By unanimous consent

Mr. Ayres offered the following amendment :

Amend second line in the fourth section of the printed bill so as to read "first Monday in April." Amend the 17th subdivision of the 19th section of the printed bill, so as to read as follows :

"Upon the application of the resident owners of two-thirds of the lots, on any street or part of a street, or on one side of any block, the board of trustees shall levy and collect a special tax upon the property of the village for the purpose of making a sidewalk along the same, or grading, paving and improving the street along the same."

Which amendment was adopted, and

Said bill was read a third time and passed.

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Portland in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua in the county of Vernon,

Was read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Ball, Barnes, Bate, Blake, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Dana, Davis, Fay, Field, Fitzgerald, Fryer, Hall, Hammond, Harris, Heimdal, Hoskins, Hoye, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knell, Louergan, Manson, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Nichols, Oakler, Otting, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Samuelson, Sanderson, Sherman, Smith, Swain, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker Smith—78.

None voting in the negative.

Those absent or not voting were

Messrs. Baker, Barnard, Bowen, Curtis, Dick, Eastman, Freeman, Galagan, Ginkley, Hixon, Holloway, C. M. Hoyt, Kuntz, Moulton, Rusch, Semmann, Sample, Thorn Torgerson, Trumer, Vaughn and Weill—22.

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### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Chaso,

No. 370, A.,

A bill to legalize the action of the board of supervisors of the town of Stork, in Vernon county,

Was taken from the general file, and

The rules being suspended thereon,

Said bill was read a third time and passed.

## BILLS REPORTED BY COMMITTEE OF THE WHOLE

No 250, A.,

A bill to allow defences to patent right notes or obligations after transfer,

Was on motion of Mr. Arnold,

Indefinitely postponed.

After some time spent in the consideration of

No 24, A.,

A bill to regulate the sale of patent rights in the state of Wisconsin, and prevent frauds connected therewith,

Mr. Field moved the previous question,

Which motion being seconded, and

The question being, shall the main question be now put?

The main question was ordered,

By the following vote:

Those voting in the affirmative were:

Messrs. Allen, Anderson, Arnold, Atwater, Bailey, Baker, Ball, Barnard, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chase, Cheney, Curtis, Davis, Fay, Field, Fitzgerald, Freeman, Fryer, Hall, Harris, Heimdal, Hinkley, Hixon, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Loneragan, Manson, Marvin, McDill, McDonald, McIntosh, Merrill, Mihills, Montgomery, More, Moulton, Nichols, Ockler, Oetting, Orton, Pease, Pengra, Peterson, O. S. Powell, E. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Samuelson, Sanderson, Sherman, Smith, Swain, Torgerson, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr. Speker, Smith—75.

Those voting in the negative were.

Messrs. Cousins, Hoye, Maxon and McCormick—4.

Those absent or not voting were:

Messrs. Ayres, Bacon, Chambers, Coons, Dana, Dick, Eastman, Galagan, Hammond, Holloway, Hoskins, Merriam, Meyer, Morgan, Rounds, Rusch, Semmann, Semple, Thorn, Trumer and Weil—4.

The question recurring on the adoption of the substitute reported by the select committee thereto,

The substitute was adopted,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Bailey, Ball, Barnard, D. W. Briggs, Coons, Cousins, Field, Fitzgerald, Fryer, Harris, Heimdal, Hixon, Hoye, Humphrey, Jeffers, Knoll, Loneragan, Manson, Marvin, McDill, McDonald, Merriam, Merrill, Montgomery, Nichols, Ockler, Pease, Peterson, R. T. Powell, Rhodes, Richter, Samuelson, Sherman, Smith, Torgerson, Wagner, Watts, J. S. White and Mr. Speaker Smith.—48.

Those voting in the negative were

Messrs. Baker, Barnes, Bate, Blake, Bowen, P. R. Briggs, Chase, Cheney, Curtis, Dana, Davis, Dick, Fay, Freeman, Hammond, Hinkley, C. M. Hoyt, J. W. Hoyt, Judd, Keenan, King, Kuntz, Maxon, McCormick, McIntosh, Mihills, More, Moulton, Oetling, Orton, O. S. Powell, Rankin, Richards, Rood, Sanderson, Swain, Vaughn and S. A. White—38.

Those absent or not voting were

Messrs. Ayres, Bacon, Bremner, Chambers, Eastman, Galagan, Hall, Holloway, Hoskins, Meyer, Morgan, Pengra, Rounds, Rusch, Semmann, Semple, Thorn, Trumer and Weil—19.

And said bill was ordered engrossed.

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Leave of absence was granted to Messrs. Eastman, Rood, Pease, Ayres, Hoskins, Semmann, Barnard and Cheeney, to Monday evening next.

To Messrs. Trumer, Weil and Meyer, to Tuesday evening next.

To Mr. Lonergan, to Wednesday evening next, and

To Messrs. Bremner, Rusch and Arnold, to Thursday evening next.

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Mr. Swain moved that the Assembly adjourn to 7 1-2 o'clock P. M.

Mr. Field moved that the Assembly do now adjourn.

Which motion to adjourn prevailed.

SATURDAY, FEBRUARY 18, 1871.

10 O'CLOCK, A. M.

The Assembly met.  
The Speaker in the chair.

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Mr. Dana moved that when the Assembly adjourn, it be to Monday evening next, at 7 o'clock,  
Which motion prevailed.

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#### LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. Rounds :

Mem. No. 97, A.,

Petition for a bill to authorize the town of Winneconne, in Winnebago county, to issue the bonds of said town to build a bridge across Wolf river.

To committee on Roads, Bridges and Ferries.

By Mr. Vaughn :

No. 98, A.,

Of W. L. Sadler, William Wilson, J. L. Little and others, of Polk and St. Croix counties, to amend chapter 430 of the private and local laws of 1868, entitled an act to incorporate the Apple River Log Driving Company.

To committee on Lumber and Manufactures.

By Mr. Judd :

Mem No. 99, A.,

Of Joseph Stringham, mayor of the city of Oshkosh, praying that the charter of said city may be amended in the manner described therein.

To committee on Incorporations.

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### RESOLUTIONS INTRODUCED.

By Mr. Merrill :

Res. No. 28, A.,

*Resolved*, That a select committee of five shall be appointed by the Speaker, whose duty it shall be to examine and report upon all bills relating to insurance, and the regulation of the business thereof; and that all bills upon that subject now pending, or hereafter introduced, shall be referred to said committee before final action thereon is taken by the Assembly.

Which lies over.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 21, A.,

Fixing the time for the final adjournment of the legislature,

Introduced by Mr. Merrill on yesterday,

Mr. Bailey moved to amend said resolution by inserting after the figures "1871," the words "at 12 o'clock M."

Which amendment was adopted.

Mr. Curtis moved to amend by striking out the words "that the legislature adjourn *sine die* on the 9th day of March. 1871, at 12 o'clock M."

Which amendment was adopted.

And on motion of Mr. Field,

The further consideration of said resolution was postponed to Monday next.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Hixon :

No. 518, A.,

A bill to authorize the counties and towns through which the Dunlieth, La Crosse and St. Croix River Shore Railroad passes to aid in its construction.

To committee on Railroads.



By Mr. Mihills :

No. 519, A.,

A bill to encourage the manufacture of iron in this state.  
To committee on State Affairs.

By Mr. Blake :

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting ; also to add new territory to said district.

To committee on Education.

By Mr. D. W. Briggs :

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February, in each year, and to repeal chapter 45 of the general laws of 1886, entitled "an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year."

To committee on Agriculture.

By Mr. King :

No. 522, A.,

A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company.

To committee on Incorporations.

By Mr. Arnold :

No 523, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company.

To committee on Railroads.

By Mr. D. W. Briggs :

No. 524, A.,

A bill to legalize certain acts of the board of supervisors of the town of Geneva, Crawford county, in altering the boundaries of certain school districts.

On motion of Mr. D. W. Briggs,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Bowen :

No. 525, A.,

A bill to incorporate the Savings Bank of Ripon.

To committee on Banks and Banking.

By Mr. Bailey :

No. 526, A.,

A bill to detach certain territory from the town of Sylvan and attach the same to the town of Marshall, in the county of Richland, state of Wisconsin.

On motion of Mr. Bailey,  
The rules were suspended, and  
Said bill was read a third time and passed.

By Mr. Vaughn :

No. 527, A.,

A bill to incorporate the White River dam, log driving and boom company.

To committee on Lumber and Manufactures.

By Mr. Vaughn :

No. 528, A.,

A bill to amend chapter 480 of the private and local laws of 1868, entitled an act to incorporate the Apple River Log Driving Company.

To committee on Lumber and Manufactures.

By Mr. Anderson :

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

To committee on Agriculture.

By Mr. Hall :

No. 530, A.,

A bill relating to bail in criminal cases.

To committee on Judiciary.

By Mr. Montgomery :

No. 531, A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, an act for the preservation of fish in certain lakes in the county of Waushara.

To General File.

By Mr. J. S. White :

No. 532, A.,

A bill to repeal chapter 32 of the private and local laws of 1859 of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof.

To committee on Railroads.

By Mr. J. S. White :

No. 533, A.,

A bill fixing the fees of registers of deeds for recording certificates of marriage.

To committee on Town and County Organization.

By Mr. J. S. White :

No. 534, A.,

A bill to amend section one of chapter 382 of the private and local laws of 1868, entitled an act to amend an act relating to the public schools of the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Swain :

No. 535, A.,

A bill to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad.

To the general file.

By Mr. McDill :

No. 536, A.,

A bill to legalize the returns of the Portage County Agricultural Society.

To committee on Agriculture.

By Mr. Judd :

No. 537, A.,

A bill to amend the charter of the city of Oshkosh, in the manner therein set forth.

To committee on Incorporations.

By Mr. Curtis :

No. 538, A.,

A bill relating to actions to quiet titles.

To committee on Judiciary.

By Mr. Keenan :

No. 539, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court.

To committee on Judiciary.

By Mr. J. W. Hoyt :

No. 540, A.,

A bill to amend chapter 78, of the general laws of 1867, entitled an act for the preservation of game.

To committee on State Affairs.

By Mr. Barnes :

No. 541, A.,

A bill to extend the time for the collection of taxes in the town of Gratiot, in LaFayette county, Wis.

On motion of Mr. Barnes,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Rounds :

No. 542, A.,

A bill to change the name of Franklin Ermsen to Frankli teigne Allen.

To committee on Local Legislation.

By Mr. Rounds :

No. 543, A.,

A bill to Incorporate the Village of Winneconne, in the County of Winnebago.

To committee on Incorporations.

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### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled :

No. 295, A.,

A bill to fix the terms of the circuit and county courts in the county of Milwaukee.

No. 82, A.,

A bill to incorporate the Sparta, Galesville and Winona Railroad Company.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on the Judiciary, to whom was referred the following bills, have had the same under consideration, and report the same back with the following recommendations :

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company,

Without amendments, and with the recommendation that said bill do pass.

No. 444, A.,

A bill to legalize the acts of Bedford Bush as justice of the peace.

No. 456, A.,

A bill to amend section 24, of chapter 134, of the revised statutes, entitled of executions and proceedings supplementary thereto.

No. 458, A.,

A bill fixing the time at which the lien for taxes shall attach to real estate in this State,

With the recommendation that said bill be indefinitely postponed,

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac,

With the recommendation that said bill be referred to the delegation representing the city of Fond du Lac.

No. 426, A.,

A bill to authorize any town in Adams county to subscribe for and take stock in the Adams Collegiate Institute,

With the recommendation that said bill be referred to the Adams county delgation.

Also,

Jt Res. No. 20, A.;

Joint resolution to amend section 3 of article 11 of the constitution of this State.

With the recommendation that the same be adopted.

D. HALL,

*Chairman.*

Nos. 415 and 426, A.,

Were severally so referred.

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The committee on Education, to whom were referred

No. 414, A.,

A bill to authorize the district board of school district No. 4, of the town of Beloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county,

Have had the same under consideration, and report the same back with recommendation that they do pass.

The committee had also under consideration

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870,

Report the same back with an amendment and recommend its passage when so amended.

C. C. KUNTZ,

*Chairman.*

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The joint committee on Claims have had under consideration the following bill :

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town,

And have instructed me to report the same back, with amendment, and its passage is recommended when so amended.

A. NICHOLS,

*Chairman.*

The committee on Enrolled Bills presented the following bills to his Excellency, the Governor, for his approval, on the 17th inst.:

No. 47, A.,

A bill to define certain powers of the supervisors of the town of Preble, in Brown county.

No. 81, A.,

A bill to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 517 of the private and local laws of 1870, amendatory thereof.

No. 88, A.,

A bill to amend section one of chapter 153 of the revised statutes, entitled "of liens of mechanics and others."

No. 121, A.,

A bill to amend chapter 98 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction."

No. 185, A.,

A bill to enable certain counties, towns, cities and incorporated villages to aid in the construction of the Sheboygan & Fond du Lac Railroad.

No. 158 A.,

A bill to amend chapter 58 of private and local laws of 1869, entitled "an act to revise, consolidate and amend an act entitled an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869.

No. 205, A.,

A bill to authorize the city of Milwaukee to construct a certain bridge.

No. 14, A.,

A bill to amend chapter 117, of the laws of 1869, entitled "an act to provide for a system of county highways in Brown county, and for the adoption of such system by other counties."

No. 246, A.,

A bill to amend chapter 499 of the private and local laws of 1870, entitled an act to incorporate the West Bend Railroad Company.

No. 352, A.,

A bill to extend the time for collecting the taxes in the counties of Oconto and Shawano.

No. 309, A.,

A bill to appoint commissioners to lay out and establish a public highway on the line between the counties of Kewaunee and Door, Wisconsin.

No. 196, A.,

A bill to ratify, confirm and carry into effect the action of certain cities and towns in aid of the construction of the Madison and Portage railroad, to authorize the making of agreements in relation thereto, the levy of taxes therefor and restricting the amounts in which other towns may render like aid.

M. C. No. 9, A.

1. For the renewal of the grants of lands heretofore made by the United States to aid in the construction of a railroad from St. Croix river or lake to the west end of Lake Superior and to Bayfield.

2. For the passage of an act, should said grant not be renewed, authorizing those who have selected homesteads within its limits to select, each 80 acres additional, and providing for the issue by the commissioner of the general land office, to each settler who has paid since the passage of the grant, June 3d, 1856, double the minimum price for lands remaining to the United States within the limits of the grant, a certificate for the excess paid over \$1.25 per acre, such certificate to be receivable in payment of other public lands of the United States subject to entry.

THOS. SANDERSON,  
*Chairman.*

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The committee on Federal Relations, to whom was referred  
No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof,

Have had the same under consideration, and report the same back with a recommendation that the same should pass.

HENRY COUSINS,  
*Chairman,*

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To committee on Federal Relations, to whom was referred,  
Mem. C. No. 1, A.,

Asking for appropriate legislation on the question of civil service, as recommended by the Governor in his message,

Have had the same under consideration, and report the same back to the house and recommend that the same do pass.

HENRY COUSINS,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bill, and find them correctly engrossed:  
No 165, A.,

A bill to incorporate the Fox Lake Agricultural Society.

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 395 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 2, and to amend chapter 3 of chapter 474 of the local laws of 1866, entitled an act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.

No. 189, A.,

A bill for the preservation of fish in counties of Kenosha, Racine, Milwaukee, Ozaukee, Sheboygan, Manitowoc, Kewaunee, Door, Brown and Oconto.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 94 A.,

A bill in relation to actions for the recovery of real property.

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Nininger Stahl.

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owon Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee.

No. 278 A.,

A bill to extend the time for the selling of land in the county of Kenosha for the non payment of taxes.

No. 228, A.,

A bill to change the boundary of the city of Stevens Point.

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers.

No. 172, A.,

A bill to supply school officers with the "Journal of Education."

No. 402, A.,

A bill to extend the time for the collection of taxes in the towns of Stockton and Plover, in Portage county.

No. 342, A.,

A bill to amend chapter 121 general laws of 1868, entitled an act relative to compensation of county judges.

G. W. KING,  
*Acting Chairman.*



The committee on Federal Relations, to whom was referred  
M. C. No. 10, A.,

A memorial to congress for the completion of the harbor improvements of St. Louis river, and petition of the people of Douglas county, Wis., for the same,

Report that said committee have had the same under consideration, and report the same back with a recommendation that the same do pass.

HENRY COUSINS,  
*Chairman.*

On motion of Mr. Vaughn,  
The rules were suspended, and  
Said memorial was read a third time and passed.

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#### REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred  
Jt. Res. No. 8, A.,

To amend section 19, article 4, of the constitution of the State of Wisconsin,

Respectfully report the same back with an amendment, and recommend its passage when amended.

G. W. KING,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 205, S.

A bill to extend the time for the collection of taxes in the town and village of Necedah, Juneau county.

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#### SENATE MESSAGE CONSIDERED.

No. 205, S.

Was read a first and second times, and

On motion of Mr. P. R. Briggs,

The rules were suspended, and

Said bill was read a third time and concurred in

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has concurred in the Assembly amendment to

No. 76, S.,

A bill to lay out a state road from the village of Avoca, in the county of Iowa, to the village of Platteville, in the county of Grant.

And has concurred with the Assembly in

No. 321, A.,

A bill to extend the time for the collection of taxes in the county of Chippewa,

No. 490, A.,

■ A bill to change and fix the time for holding the terms of the circuit court in the third judicial circuit, of this State.

No. 349, A.,

A bill to amend chapter 253, private and local laws of 1868, entitled "an act to amend an act to incorporate the city of Beloit, approved March 31st, 1856."

No. 475, A.,

A bill to extend the time for the collection of taxes in the town of Beloit, in the county of Rock.

M. C. No. 8, A.,

Memorial to Congress for the improvement of the Fox and Wisconsin rivers.

And has passed and asks the concurrence of the Assembly in

No. 203, S.,

A bill to extend the time for the collection of taxes in the town of Shullsburg, in the county of La Fayette.

No. 172, S.,

A bill to amend chapter 107, private and local laws of 1867, entitled an act to authorize the appointment of a phonographic reporter for the circuit courts of the counties of Milwaukee and Kenosha.

And to present to you for signature,

No. 100, S.,

A bill to extend the time for the collection of taxes in the several towns of Kewaunee and Door counties.

No. 40, S.,

A bill to provide for opening up and constructing a state road from the village of Necedah to Remington's Mill.

No. 4, S.,

A bill to incorporate the Iowa and Richland Counties Railroad Company.

M. C. No. 4, S.,

Memorial to Congress for the improvement of the harbors of Ahnapee in Kewaunee county, and Two Rivers in Manitowoc county.

Said bills were signed by the Speaker.

## SENATE MESSAGE CONSIDERED.

No. 172, S.,

Was read a first and second times, and referred  
To committee on Judiciary.

No. 202, S.,

Was read a first and second times, and

On motion of Mr. Barnes,

The rules were suspended, and

Said bill was read a third time and concurred in.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended,

No. 315, A.,

A bill to extend the time for the collection of taxes in Brown county.

And has concurred in

No. 506, A.,

A bill to extend the time for the collection of taxes in the town of Clayton, in the county of Crawford.

And

No. 424, A.,

A bill to extend the time for the collection of taxes in the town of Springfield, in the county of Dane.

No. 160, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, in this State, to issue bonds to borrow money to the amount of \$5,000, for the purpose of building a bridge across Milwaukee river, in said town.

No. 340, A.,

A bill to amend an act entitled "an act to provide for the assessment of real and personal property in the city of Milwaukee," approved March 8, 1869, being chapter 299 of the private and local acts of the year 1869.

And has indefinitely postponed,

No. 124, A.,

A bill to amend section 21 of chapter 103, revised statutes, entitled "of the partition and distribution of estates."

And has passed and asks the concurrence of the Assembly in

No. 98, S.,

A bill to legalize the organization of certain school districts therein named,

No. 159, S.,

A bill to authorize joint school district No. 6, towns of Richland and Dayton, in Richland county, to borrow money,

And

No. 160, S.,

A bill to extend the time for the collection of taxes in the town of Prairie du Chien, Crawford county.

Has corrected the title and returned

No. 75, S.,

A bill relating to courts held by justices of the peace, and to amend sections 5, 6, 7, 8, 9, 36 and 37 of chapter 120 of the revised statutes, entitled of courts held by justices of the peace, and to repeal section 1 of chapter 30 of the general laws of 1870, entitled of courts held by justices of the peace.

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#### SENATE MESSAGE CONSIDERED.

The Senate amendments to

No. 315, A.,

Were concurred in.

The following were severally read a first and second times, and referred.

No. 75, S.,

To committee on Judiciary.

No. 159, S.,

To committee on Education.

No. 98, S.,

Was read a first and second times, and

On motion of Mr. Nichols,

The rules were suspended, and

Said bill was read a third time and concurred in.

No. 160, S.,

Was read a first and second times, and

On motion of Mr. D. W. Briggs,

The rules were suspended and said bill was read a third time and concurred in.

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#### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Jeffers,

The substitute reported by the committee on Agriculture to

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs,

Was ordered printed.

On motion of Mr. Field,

No. 411, A.,

A bill to change the name of William Sabine to William Bishop, and to make him the heir-at-law of Thomas W. and Joanna H Bishop,

Was taken from the General File, and

The rules being suspended,

Said bill was read a third time and passed.

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On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On the general file of bills,

Mr. Richards in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows :

#### MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, report back sundry bills as follows :

No. 263, A.,

A bill for an act to govern foreign insurance companies doing business in this state.

No. 288, A.,

A bill to provide for the issuing of marriage licenses by the clerks of the circuit courts, and to repeal sections 6, 7 and 9 of chapter 109 of the revised statutes, entitled of marriages.

No. 302, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county, from the borough of Fort Howard, in said county.

No. 308, A.,

A bill to extend the limits of the village of West Depere.

No. 313, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 139 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

No. 316, A.,

A bill to amend chapter 370 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 369 of the private and local laws of 1869, amendatory thereof.

No. 323, A.,

A bill to incorporate the Chippewa Falls Mannerober,  
Without amendment.

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand jury in said county of Burnett,

With amendment.

No. 336, A.,

A bill to authorize the circuit judge of the 4th judicial circuit for the state of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of Janesville

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 348, A.,

A bill to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies.

No. 345, A.,

A bill to amend section 13, of chapter 64, of the revised statutes, entitled of limited partnerships.

No. 355, A.,

A bill to incorporate the West Eau Claire Library Association.

No. 362, A.,

A bill to amend section 4 of chapter 141 of the revised statutes, concerning actions for the recovery of real property.

Without amendment.

No. 364, A.,

A bill to amend chapter 386, of the general laws of 1862, entitled "an act to amend chapter 85, of the revised statutes, entitled 'of excise.'"

No. 367, A.,

A bill relating to an act entitled "an act to incorporate the Fort Howard, Shawano and Mississippi railroad, and amendatory of section 8, of chapter 364, of the private and local laws of 1869.

No. 373, A.

A bill to amend an act entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway company,

With amendment.

No. 375, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars,

With amendment.

No. 377, A.,

A bill to amend chapter 105 of the revised statutes, entitled of the conveyance of real estate by exccutors and administrators in certain cases.

No. 378, A.,

A bill to amend chapter 103 of the revised statutes, entitled of the partition and distribution of estates.

No. 379, A.,

A bill for the protection of minorities in municipal corporations.

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

Jt. Res. No. 16, A.,

Joint resolution to amend the constitution relating to the system of county government.

Without amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendment to

No. 373, A.,

Was concurred in.

Nos. 263, 323, 355, 362, 377, 379, A.,

Were severally indefinitely postponed.

The amendments reported to

Nos. 327, 367 and 376, A.,

Were severally concurred in, and said bills were severally ordered engrossed.

Nos. 288, 302, 303, 313, 316, 336, 341, 343, 345, 348, 375 and M. C., No. 6, A.,

Were severally ordered engrossed.

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Leave of absence was granted to  
Messrs. Hammond, Moulton, Hixon, Heimdal, Torgerson and  
Samuelson, to Tuesday evening next.

Mr. C. M. Hoyt, indefinitely.

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On motion of Mr. P. R. Briggs,  
The Assembly adjourned.

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MONDAY, FEBRUARY 20, 1871,  
7 o'clock, P. M.

The Assembly met.  
The Speaker in the chair.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Sanderson :

Mem. No. 100, A.,

Of H. J. Sill and others, to authorize justices of the peace in joint school district No. 4 of the towns of Arlington and Dekorra, in Columbia county, to keep offices therein.

To committee on Judiciary.

By Mr. Bailey :

Mem. No. 101, A.,

Of G. B. McKown and 59 others, citizens of the counties of Grant and Richland, praying for an act to authorize R. M. Miller to maintain and keep a ferry across the Wisconsin river between the points herein named.

To committee on Roads, Bridges and Ferries.

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RESOLUTIONS INTRODUCED.

By Mr. Fay :

Res. No. 29, A.,

*Resolved*, That the proof and comparing clerk be entitled to the same compensation as the clerks of committees.

Which lies over.



## RESOLUTIONS CONSIDERED.

Jt. Res., No. 21, A.,

Fixing the time for the final adjournment of the Legislature,  
Introduced by Mr. Merrill on the 17th inst., on the 18th amended and postponed to to-day.

Mr. Field offered the following as a substitute thereto:

*"Resolved by the Assembly, the Senate concurring, that no new business shall be introduced after the 27th day of February, 1871."*

Mr. Pease moved that the further consideration of said resolution and pending substitute be postponed to Thursday morning next,  
Which motion was lost.

The substitute thereto, offered by Mr. Field,

Was adopted, and

Said resolution, as amended by the substitute,

Was adopted.

Res. No. 28, A.,

Providing a Select Committee of five upon insurance,

Introduced by Mr. Merrill on the 18th,

Was adopted.

## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Fay:

No. 544, A.,

A bill to authorize the city of Hudson to issue bonds.

On motion of Mr. Fay,

The rules were suspended,

Said bill being put upon its passage, and

The roll being called,

The following gentlemen voted in the affirmative:

Messrs. Atwater, Ayres, Bacon, Bailey, Barnard, Barnes, Bowen, D. W. Briggs, P. R. Briggs, Chase, Cheney, Cousins, Dana, Fay, Fitzgerald, Hinkley, Hoyer, Humphrey, Judd, King, Kuntz, Lonergan, Marvin, McCormick, McDill, McIntosh, Merriam, Mihills, More, Nichols, Ockler, Otting, Orton, Pengra, R. T. Powell, Richards, Richter, Rood, Sanderson, Semmann, Semple, Sherman, Thorn, Wagner, Watts, J. E. White and Mr. Speaker Smith—47.

The following gentlemen voted in the negative:

Messrs. Ball, Eastman, Hammond and Pease—4.

A majority of three fifths of the members elect not having voted thereon, said bill was,

On motion of Mr. Pease,

Referred to the committee on Railroads.

By Mr. Fay :

No. 545, A.,

A bill to authorize and require the clerk of the board of supervisors of the county of St. Croix to keep up and maintain an abstract of tax sales.

On motion of Mr Fay, the rules were suspended and said bill was read a third time and passed.

By Mr. Fay :

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk, Barron and Burnett.

To committee on Agriculture.

By Mr. Wagner :

No. 547, A.,

A bill to vacate certain streets in the village of Taycheedah, in the county of Fond du Lac,

On motion of Mr. Wagner,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Fay :

No. 548, A.,

A bill to incorporate the Apple River and Ashland Railroad Company.

To committee on Railroads.

By M. Vaughn :

No. 549, A.,

A bill to extend the time for the collection of taxes in the town of Superior, Douglas county.

On motion of Mr. Vaughn,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Bailey :

No. 550, A.,

A bill to authorize R. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

To committee on Roads, Bridges and Ferries.

By Mr. Bailey :

No. 551, A.,

A bill to repeal chapter 86 of the general laws of 1870, entitled an act to protect the people of Wisconsin against empiricism and imposition in the practice of medicine and surgery.

To committee on Medical Societies and Medical Colleges.

By Mr. Vaughn :

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state.

To committee on State Affairs.

By Mr. Allen :

No. 553, A.,

A bill to repeal chapter 376 of the private and local laws of the year 1867, "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

To committee on Roads, Bridges and Ferries.

By Mr. Cousins :

No. 554, A.,

A bill to extend the time for the collection of taxes in Eau Claire county for the year 1870.

On motion of Mr. Cousins :

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. P. B. Briggs :

No. 555, A.,

A bill to incorporate the Savings bank of Mauston.

To committee on Banks and Banking.

By Mr. Sanderson :

No. 556, A.,

A bill to authorize justices of the peace in joint school district No. 4, of Arlington and Dekorra, in Columbia county, to keep offices therein.

To committee on Judiciary.

By Mr. Kuntz :

No. 557, A.,

A bill to provide for town superintendents of schools.

To committee on Education.

By Mr. Sherman :

No. 558, A.,

A bill to extend the time for the collection of taxes in the town of La Prairie, county of Rock.

On motion of Mr. Sherman,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Cheney :

No. 559, A.,

A bill relating to the disposition of a portion of the drainage fund in Monroe county.

To committee on Swamp and Overflowed Lands.

By Mr. Cheney :

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1866, entitled an act to incorporate the village of Sparta.

To General File.

By Mr. Barnard :

No. 561, A.,

A bill to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Avoca in the county of Iowa.

To committee on Incorporations.

By Mr. Orton :

No. 562, A.,

A bill to incorporate the Dane County Manufacturing Company.

To committee on Incorporations.

By Mr. Thorn :

No. 563, A.,

A bill to fix the salary of the clerk of the circuit court of the county of Fond du Lac.

To Fond du Lac County Delegation.

By Mr. Thorn :

No. 564, A.,

A bill to provide for the expenditure of the drainage fund in the town of Lamartine in the county of Fond du Lac, for highway purposes.

On motion of Mr. Thorn,

The rules were suspended,

Said bill was read a third time and passed.

By Mr. Keenan :

No. 565, A.

A bill to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1869, amending chapter 28."

To committee on Judiciary.

By committee on Charitable and Benevolent Institutions,

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane.

To General File.

By Mr. Merrill :

No. 567, A.,

A bill to amend an act entitled an act to amend chapter 12 of the revised statutes, entitled "of notaries public," passed April 10, 1867.

To committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed No. 24, A.,

A bill to regulate the sale of patent rights in the State of Wisconsin, and to prevent frauds connected therewith.

No. 325, A.,

A bill to amend chapter 268, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir at law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.

No. 188 A.,

A bill to incorporate the Potosi & Mississippi Plank and Turnpike road company.

A. ROOD,  
*Chairman,*

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The committee on Enrolled Bills have examined

M. C. No. 8, A.,

Memorial to congress for the improvement of the Fox and Wisconsin rivers. ✓

And find it correctly engrossed.

THOS. SANDERSO.,  
*Chairman.*

Said memorial was signed by the Speaker.

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The committee on Federal Relations, to whom was referred  
Mem. C. No. 15, S.,

A memorial to the postmaster general for an increase of mail service on the mail route between the city of Manitowoc, in the county of Manitowoc, to the village of Menasha, in the county of Winnebago,

Have had the same under consideration and report the same back with a recommendation that the same do pass.

HENRY COUSINS,  
*Chairman.*

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present to you for       ire

No. 22 S.,

A bill to amend chapter 186 of the private and local laws of 1869, entitled "an act to amend chapter 398 of the private and local laws of 1868, entitled "an act to amend chapter 170, of the private and local laws of 1857," entitled "an act to incorporate the Yellow River Improvement Company."

No. 18, S.,

A bill to incorporate the Princeton Stock Growers' Association.

No. 112, S.,

A bill to appropriate the sum of \$30 to James M. Bull for services as clerk of committee of state board of equalization for the year 1870.

No. 181, S.,

A bill to appropriate to the Winnebago county agricultural society the sum of money therein named

No. 170, S.,

A bill for the relief of the Walworth County Agricultural Society.

No. 157, S.,

A bill to authorize Almon C. Allen and others to erect and maintain a boom on the Mississippi river.

No. 148, S.,

A bill to provide for the support of the poor in the county of Ozaukee, and to abolish the office of superintendent of the poor in said county.

No. 99, S.,

A bill to appropriate to the members of the visiting committee each the sum of \$100.

No. 40, S.,

A bill to provide for opening up and constructing a state road from the village of Necedah to Remington's Mill.

No. 150, S.,

A bill to authorize the enlargement of the Beaver Dam cemetery, in the city of Beaver Dam.

No. 74, S.,

A bill to appropriate to L. B. Hills a sum of money therein named.

No. 104, S.,

A bill to legalize the proceedings of the board of supervisors of the county of Washington, in certain proceedings therein mentioned.

No. 114, S.,

A bill to appropriate the sum of \$12 to Charles Vedder, for services as messenger for state board of equalization for the year 1870.

No. 24 S.,

A bill to provide for the construction of new roofs on the south wing of the State prison, and on the female prison at Waupun.

No. 118, S.,

A bill to change the name of Nellie Gordon to Nellie Parton, and to make her the heir-at-law of Alva Parton and Rebecca Parton.

No. 76, S.,

A bill to lay out a state road from the village of Richland Center, in the county of Richland, to the village of Platteville, in the county of Grant.

No. 176, S.,

A bill to amend sections 2 and 4 of chapter 178 of the private and local laws of 1867, entitled an act in addition and supplementary to chapter 72, private and local laws of 1858, entitled an act to incorporate the city of Ripon.

No. 97, S.,

A bill to extend the time for the collection of taxes in the town and city of Grand Rapids, and the town of Centralia, in Wood county.

And also that the Senate has concurred with the Assembly in

No. 229, A.,

A bill to amend an act approved February 28, 1868, entitled "an act to amend an act entitled 'an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof,'"

No. 129, A.,

A bill to incorporate the Springfield Mite Association.

No. 149, A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company.

No. 216 A.,

A bill to incorporate the Morrison Creek Lumber Company.

No. 230, A.,

A bill to incorporate the village of Markesan, and to repeal chapter 222 of the private and local laws of 1863, entitled an act to incorporate the village of Markesan, and acts amendatory thereof.

No. 192, A.,

A bill to incorporate the Madison Yacht Club.

No. 197, A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

No. 161, A.,

A bill to amend chapter 128 of the private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowish."

No. 221, A.,

A bill to incorporate the Slovanska Association.

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association.

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State.

No. 202, A.,

A bill to authorize the judge of the 8th judicial circuit court for the State of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law.

No. 245, A.,

A bill to amend chapter 117, of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction.

No. 310, A.,

A bill to amend section 2 of chapter 496 of the private and local laws of 1870, "an act relating to the investment of license moneys in the town of Fredonia, in the county of Ozaukee, in this state."

No. 334, A.,

A bill to prescribe the time for holding the terms of the circuit court for the county of Juneau, in the 7th judicial circuit.

No. 39, A.,

A bill to amend section 27 of chapter 15 of the revised statutes, entitled "of towns and town officers, powers and duties thereof."

No. 214, A.,

A bill to organize the town of Cicero, in Outagamie county.  
And has indefinitely postponed

No. 237, A.,

A bill to appropriate to O. B. Lapham a sum of money therein named.

And has amended and concurred in as amended

Jt. Res. No. 15, A.,

Instructing State printer to print 2500 copies of the address of Hon. Chas. I. Walker before the State Historical Society on January 31st.

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company, in the village and county of Kewaunee, Wis.

No. 240, A.,

A bill to incorporate the St. John the Baptist Benevolent Society of the valley of the Chippewa, "Societe St. Jean Baptiste de Bien-faisance de la Vallie de la Chippewa."

No. 128, A.,

A bill to incorporate the Depere Iron Works.

No. 155, A.,

A bill to incorporate the Oconto Turn Verein.

And has passed and asks the concurrence of the Assembly in



No. 210, S.,

A bill to amend section 5 of chapter 150 of the private and local laws of 1867, entitled an act to enable the county of Sheboygan to settle with the holders of its railroad aid bonds, and to fund the interest which fell due on the same in the years 1863, 1864, 1865 and 1866.

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### SENATE MESSAGE CONSIDERED.

The Senate amendments to

No. 128, A.;

A bill to incorporate the Depere Iron Works,

No. 155, A.,

A bill to incorporate the Oconto Turn Verien,

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company, in the village and county of Kewaunee, Wisconsin,

No. 240, A.,

A bill to incorporate the St John the Baptist Benevolent Society of the Valley of Chippewa ("Societe St. Jean Baptiste de Bienfaisance de la Vallie de la Chippewa,")

And

Jt Res. No. 15, A.,

Instructing State Printer to print 2,500 copies of the address of Hon. Chas. I. Walker before the State Historical Society on January 31st,

Were severally concurred in.

No. 210, S.,

A bill to amend section 5, chapter 150, private and local laws of 1867, entitled an act to enable the county of Sheboygan to settle with the holders of its railroad bonds, and to fund the interest which fell due on the same in the years 1863, 1864, 1865 and 1866,

Was read a first and second times, and

Referred to the committee on Judiciary.

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### MESSAGE FROM THE SENATE.

By O. B. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 212, S.,

A bill to amend chapter 10 of the private and local laws of 1871, entitled an act to authorize the city of Appleton to fund its corporate indebtedness and to limit the amount of its bonded indebtedness.

## SENATE MESSAGE CONSIDERED.

Mr. McIntosh moved that

No. 212. S.,

Be indefinitely postponed.

Pending which,

On motion of Mr. Rounds,

Said bill was referred to a select committee of one, Mr. McIntosh.

## ASSEMBLY BILLS READY FOR A THIRD READING.

No 165, A.,

A bill to incorporate the Fox Lake Agricultural Society.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 94 A.,

A bill in relation to actions for the recovery of real property.

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Nininger Stahl.

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owen Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee.

No. 278 A.,

A bill to extend the time for the selling of land in the county of Kenosha for the non payment of taxes.

No. 228, A.,

A bill to change the boundary of the city of Stevens Point.

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers.

No. 172, A.,

A bill to supply school officers with the "Journal of Education."

No. 342, A.,

A bill to amend chapter 121 general laws of 1868, entitled an act relative to compensation of county judges.

Were severally read a third time and passed.

No. 402, A.,

A bill to extend the time for the collection of taxes in the towns of Stockton and Plover, in Portage county,

Was by unanimous consent, and on motion of Mr. McDill, amended, by striking out, "in the towns of Stockton, Stevens Point and Plover," and inserting "June" instead of "April,"

And, as amended, was read a third time and passed.

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 395 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 2, and to amend chapter 3 of chapter 474 of the local laws of 1866, entitled an act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.

Mr. Merrill, by consent, offered the following amendment :

Amend section one by striking out the following words: "between the rails of the main track of the Chicago and Northwestern Railroad, thence northeasterly along the said center line to the center of Jackson street (Smith & Bailey's addition to Janesville), thence southeasterly along the center line of said street (Smith & Bailey's addition and Smith, Bailey & Stone's addition to Janesville) to the center line of West Milwaukee street," and insert in place thereof the following: "of West Milwaukee street."

Which amendment was adopted, and

Said bill as amended was read a third time and passed.

#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE

The amendments reported to

No. 50, A.,

A bill to amend chapter 420, of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company.

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revive and consolidate the charter of the village of Oconomowoc."

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago, Fox and Wolf rivers and their tributaries,

Were severally concurred in,

And said bills were severally ordered engrossed.

The further consideration of

No. 270, A.,

A bill to provide for the payment of the State agent for the settlement of war claims against the United States,

Was on motion of Mr Field,

Postponed until to-morrow.

No. 378, A.,

A bill to amend chapter 103, of the revised statutes, entitled "of the partition and distribution of estates,"

Was indefinitely postponed.

On motion of Mr. McIntosh,  
The further consideration of

Jt. Res. No. 16, A.,

Joint resolution to amend the constitution relating to the system  
of county government,

Was postponed to Thursday next, at 11 o'clock A. M.

To the substitute reported by the committee of the whole to]

No. 864, A.,

A bill to amend chapter 386 of the general laws of 1862, entitled  
"an act to amend chapter 35 of the revised statutes, entitled "of  
excise,""

Mr. Pease offered the following amendment: Amend by striking  
out the word "twenty" and inserting "fifty."

Which amendment to the amendment was adopted,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Ayres, Bacon, Baker, Bailey, Bowen, D. W. Briggs,  
P. R. Briggs, Chase, Cheney, Coons, Cousins, Curtis, Dana, Fay,  
Field, Harris, J. W. Hoyt, Humphrey, Judd, Keenan, King, Marvin,  
McDill, Merriam, Merrill, Mihills, Morgan, Nichols, Orton, Pease,  
Pengra, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson,  
Sherman, Smith, Thorn, Vaughn, S. A. White and Mr. Speaker  
Smith.—43.

Those voting in the negative were

Messrs. Atwater, Ball, Barnard, Barnes, Eastman, Fitzgerald,  
Hall, Hammond, Hinkley, Hoyer, Knøll, Kuntz, Loneragan, Maxon,  
McCormick, McDonald, McIntosh, Montgomery, Ockler, Etling,  
Rhodes, Richards, Richter, Semmann, Swain, Wagner, Watts and  
J. S. White—28.

Those absent or not voting were

Messrs. Anderson, Arnold, Bate, Blake, Bremner, Chambers  
Davis, Dick, Freeman, Fryer, Galagan, Heimdal, Hixon, Hol-  
loway, Hoskins, C. M. Hoyt, Jeffers, Manson, Meyer, More,  
Moulton, Peterson, Rankin, Rusch, Samuelson, Semple, Torgerson,  
Trumer and Weil—29.

Said substitute as amended was adopted.

Mr. Maxon then moved that said bill be indefinitely postponed,

Which motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Ball, Barnard, Barnes, Eastman, Fitzgerald, Freeman,  
Hammond, Harris, Hinkley, Hoyer, Keenan, Knøll, Kuntz, Lon-  
ergan, Maxon, McCormick, McDonald, Ockler, Etling, Rhodes,  
Richards, Richter, Semmann, Wagner, Watts, J. S. White, and  
S. A. White—27.

Those voting in the negative were

Messrs. Allen, Atwater, Ayres, Bacon, Bailey, Baker, Bowen, D.  
W. Briggs, P. R. Briggs, Chase, Cheney, Cousins, Dana, Fay,  
Field, J. W. Hoyt, Humphrey, Judd, King, Marvin, McDill, Mer-  
riam, Merrill, Mihills, Montgomery, Morgan, Nichols, Orton,

Pease, Pengra, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Thorn Vaughn and Mr. Speaker Smith—41.

Those absent and not voting were

Messrs. Anderson, Arnold, Bate, Blake, Bremner, Chambers, Coons, Curtis, Davis, Dick, Fryer, Galagan, Hall, Heimdal, Hixon, Holloway, Hoskins, O. M. Hoyt, Jeffers, Manson, McIntosh, Meyer, More, Moulton, Peterson, Rankin, Rusch, Samuelson, Semple, Torgerson, Trumer and Weil—32

And said bill as amended was ordered engrossed.

The amendment reported to

Jt. Res. No. 8, A.,

Joint resolution to amend section 19, article 4 of the constitution of the state of Wisconsin,

Was rejected, and

Said resolution was lost,

By the following vote :

Those voting in the affirmative were :

Messrs. Baker, Ball, P. R. Briggs, Chase, Cousins, Fay, Field, Hoskins, Judd, Keenan, King, Nichols, O. S. Powell, Rhodes, Rood, Vaughn, J. S. White, S. A. White and Mr. Speaker, Smith—19.

Those voting in the negative were .

Messrs. Allen, Atwater, Ayres, Bailey, Barnard, Barnes, Bowen, D. W. Briggs, Cheney, Coons, Dana, Eastman, Fitzgerald, Freeman, Fryer, Hammond, Harris, Hinkley, Hoye, J. W. Hoyt, Humphrey, Knoll, Kuntz, Lonergan, Marvin, McCormick, McDonald, McIntosh, Merrill, Mihills, Montgomery, Morgan, More, Ockler, Oeling, Orton, Pease, Pengra, E. T. Powell, Richards, Richter, Rounds, Sanderson, Semmann, Semple, Sherman, Smith, Swain, Thorn, Wagner, Watts, and Weil—52.

Those absent or not voting were :

Messrs. Anderson, Arnold, Bacon, Bate, Blake, Bremner, Chambers, Curtis, Davis, Dick, Galagan, Hall, Heimdal, Hixon, Holloway, O. M. Hoyt, Jeffers, Manson, Maxon, McDill, Merriam, Meyer, Moulton, Peterson, Rankin, Rusch, Samuelson, Torgerson and Trumer—39.

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### BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. Field :

No. 568, A.,

A bill to extend the time for the collection of taxes.

To committee on Assessment and Collection of Taxes.

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On motion of Mr. Curtis.

The Assembly adjor

28—A.

TUESDAY, FEBRUARY 21, 1871.

10 o'clock, A. M.

The Assembly met.  
The Speaker in the chair.

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LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. Cheney :

Mem. No. 102, A.,

Of H. L. Burdick and 84 others of the towns of Lincoln and Tomah, in Monroe county, against the passage of bill No. 251, A.,

To committee on Swamp and Overflowed lands.

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RESOLUTIONS INTRODUCED.

By Mr. Curtis :

Jt. Res. No. 22, A.,

*Resolved, by the Assembly, the Senate concurring,* That the Governor be requested to appoint five commissioners from among the citizens of Wisconsin, most eminent for integrity, good judgment and skill in the laws, to be selected from both political parties, whose duty it shall be to enquire into and ascertain what amendment and revision is necessary and salutary to the constitution of this State, and to report thereon at the opening of the next session of the Legislature, and that among the subjects demanding special attention, the said commissioners are instructed to carefully consider the best methods of providing for the due representation of minorities and for the proper adjustment of our judicial system.

Which lies over.

## RESOLUTIONS CONSIDERED

Res. No. 29, A.,  
Providing compensation for proof and comparing clerk,  
Introduced by Mr. Fay on yesterday,  
Was adopted.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Smith :

No. 569, A.,  
A bill to incorporate the Sheboygan Gas Company.  
To committee on Incorporations.

By Mr. McCormick :

No. 570, A.,  
A bill to amend section 2 of chapter 39, of the private and local laws of 1866, entitled an act to change the time of holding the circuit court in the 10th judicial circuit, approved Feb. 28, 1866.  
The motion of Mr. McCormick for a suspension of the rules, was objected to, and  
On motion of Mr. Curtis,  
Said bill was referred to the committee on Judiciary.

By Mr. Morgan :

No. 571, A.,  
A bill for the improvement of the water powers on the Waukau creek, in Winnebago county.  
To committee on Internal Improvements.

By Mr. Semple :

No. 572, A.,  
A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company.  
To committee on Incorporations.

By Mr. Manson :

No. 573, A.,  
A bill to legalize the filing of the official oath and bond of B. Ringle, county judge of Marathon county.  
To committee on Judiciary.

By Mr. Kuntz :

No. 574, A.,  
A bill to amend chapter 182 of the general laws of 1869, entitled an act to establish a township system of school government.  
To committee on Education.

By Mr. Dana :

No. 575, A.,

A bill to amend section 20 of chapter 99 of the revised statutes, entitled of the administration and distribution of the estates of intestates.

To committee on Judiciary.

By Mr. Dana :

No. 576, A.,

A bill to authorize the Fort Winnebago and Duck Creek Plank-road Company to substitute gravel and clay in place of plank, on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin.

To committee on Roads, Bridges and Ferries.

By Mr. Thorn :

No. 577, A.,

A bill to incorporate the Gas Light Company of Fond du Lac.

To committee on Incorporations.

By Mr. Orton :

No. 578, A.,

A bill to authorize the secretary of state to audit the claim of Ralph Marsh for certain taxes and interest erroneously paid by him.

To committee on School and University lands.

By Mr. Orton :

No. 579, A.,

A bill to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin.

To committee on Judiciary.

By Mr. Thorn :

No. 580, A.,

A bill to amend chapter 59 of the local laws of 1869, entitled "an act to incorporate the city of Fond du Lac," and to repeal chapter 124 of the private and local laws of 1867, entitled "an act to consolidate and amend the act to incorporate the city of Fond du Lac," and the several acts amendatory thereof, and to amend an act entitled "an act to consolidate the several school districts in the city of Fond du Lac," and the several acts amendatory thereof, approved February 14, 1868.

To Fond du Lac City Delegation.

#### REPORTS OF STANDING COMMITTEES.

The committee on Charitable and Benevolent Institutions, to whom was referred

No. 73, A.,

A bill to establish the Wisconsin institution for the education of idiotic and feeble minded youth,



Have had the same under consideration, and respectfully report the same back with an amendment, and recommend the passage of the bill when amended.

WILLARD MERRILL,  
*Chairman.*

We dissent from the above report.

E. S. MINER,  
M. KEENAN.

The committee also report back  
Mems. Nos. 10, 21, 24, 27, 29, 33, 35, 37, 40, 45, 47, 48, 53, 63,  
87 and 92, A.,

Which said sixteen petitions pray for an institution for the education of the feeble minded and idiotic children of Wisconsin.

WILLARD MERRILL,  
*Chairman.*

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The committee on Roads, Bridges and Ferries have had under consideration

No. 385, A.,

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named,

And have instructed me to report the same back with the recommendation that the same do pass.

P. SEMPLE,  
*Chairman.*

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The committee on Printing, to whom was referred

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 13, of the revised statutes, entitled of counties and county officers,

Have had the same under consideration and herewith report the same back with the recommendation that it do pass.

B. K. FAY,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed.

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of Janesville.

No. 317, A.,

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the vil' Fox Lake.

No. 336, A.,

A bill to authorize the circuit judge of the 4th judicial circuit for the state of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

No. 313, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 139 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

No. 288, A.,

A bill to provide for the issuing of marriage licenses by the clerks of the circuit courts, and to repeal sections 6, 7 and 9 of chapter 109 of the revised statutes, entitled of marriage.

No. 348, A.,

A bill to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies.

No. 345, A.,

A bill to amend section 13, of chapter 64, of the revised statutes, entitled of limited partnerships.

No. 316, A.,

A bill to amend chapter 370 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 369 of the private and local laws of 1869, amendatory thereof.

A. ROOD,

*Chairman*

Nos. 313, 316, 317, 336, 341, 345 and 348, A.,

Above reported,

Were severally read a third time and passed.

No. 288, A.,

A bill to provide for the issuing of marriage licenses by the clerks of circuit courts, and to repeal sections 6, 7 and 9, of chapter 109, of the revised statutes, entitled "of marriage,"

Was read a third time and passed.

A motion of Mr. Wagner to reconsider the vote by which said bill was passed, was

On motion of Mr Rood,

Laid on the table,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Atwater, Bacon, Baker, Barnard, Bowen, D. W. Briggs, P. B. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Dana, Davis, Field, Fitzgerald, Freeman, Hall, Harris, Hoskins, J. W. Hoyt, Humphrey, Keenan, King, McDill, McIntosh, Merriam, Merrill, Morgan More, Nichols, Ockler, Orton, Pengra, R. T. Powell, Richter, Rood, Rounds, Sanderson, Semple, Sherman, Smith, Swain, Vaughn, Watts, Weil, J. S. White, S. A. White and Mr. SpeakerSmith.—51.

Those voting in the negative were  
Messrs. Bailey, Ball, Blake, Curtis, Eastman, Fay, Hammond,  
Hinfley, Judd, Knöell, Kuntz, Lonergan, Maxon, McCormick,  
McDonald, Mihills, Montgomery, Otling, Pease, Rhodes, Richards,  
Semmann, Thorn and Wagner—24.

Those absent or not voting were  
Messrs. Arnold, Ayres, Barnes, Bate, Bremner, Dick, Fryer,  
Galagan, Heimdal, Hixon, Holloway, Hoyer, C. M. Hoyt, Jeffers,  
Manson, Marvin, Meyer, Moulton, Peterson, O. S. Powell, Rankin,  
Rusch, Samuelson, Torgerson and Trumer—25.

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The committee on Enrolled Bills respectfully report that they  
have examined the following bills and find them correctly enrolled :

No. 245, A.,

A bill to amend chapter 117, of the revised statutes, entitled of  
county courts, and to divest the county court of the county of St.  
Croix, of civil jurisdiction.

No. 221, A.,

A bill to incorporate the Slovanska Association.

No. 222, A.,

A bill to incorporate the Kewaunee Relief Association.

No. 216 A.,

A bill to incorporate the Morrison Creek Lumber Company.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Enrolled Bills have examined the following  
bills, and find them correctly enrolled :

No. 105 A.,

A bill to repeal chapter 404 of the private and local laws of 1868,  
entitled " an act to authorize the supervisors of Racine county to  
construct drains in certain cases ;" also, chapter 399 of the pri-  
vate and local laws of 1869, entitled " an act to amend chapter 404  
of the private and local laws of 1869."

No. 321, A.,

A bill to extend the time for the collection of taxes in the county  
of Chippewa.

No. 129, A.,

A bill to incorporate the Springfield Mite Association.

No. 424, A.,

A bill to extend the time for the collection of taxes in the town  
of Springfield, in the county of Dane.

No. 340, A.,

A bill to amend an act entitled " an act to provide for the as-  
sessment of real and personal property in the city of Milwaukee,"  
approved March 8, 1869, being chapter 299 of the private and local  
acts of the year 1869.

No. 100, A.,

A bill to authorize the town of Fredonia, county of Ozaukee, in this state to issue bonds to borrow money to the amount of \$5,000 for the purpose of building a bridge across Milwaukee river in said town.

No. 315, A.,

A bill to extend the time for the collection of taxes in Brown county.

No. 349, A.,

A bill to amend chapter 253, of the private and local laws of 1868, entitled an act to amend chapter 176, of the private and local laws of 1857, entitled an act to amend an act entitled an act to incorporate the city of Beloit, approved March 31, 1856.

No. 506, A.,

A bill to extend the time for the collection of taxes in the town of Clayton, in the county of Crawford.

No. 57, A.,

A bill to repeal parts of sections 10, 11 and 12, of chapter 484 of the private and local laws of 1870, entitled "an act to incorporate the Adams County Collegiate Institute."

No. 127, A.,

A bill to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city.

No. 267, A.,

A bill to change the name of Samuel W. Bouchey of Green Bay.

No. 255, A.,

A bill to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales.

No. 475, A.,

A bill to extend the time for the collection of taxes in the town of Beloit, in the county of Rock.

No. 490, A.,

A bill to change and fix the time for holding the terms of the circuit court in the third judicial circuit, of this State.

No. 210, A.,

A bill to incorporate the Board of Education of the Welsh Calvinistic Methodists of Wisconsin.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

#### REPORTS OF SELECT COMMITTEES.

The Grant county delegation, to whom was referred

No. 421, A.,

A bill to authorize W. L. Orr to establish and maintain a ferry,

Have had the same under consideration, and do respectfully report the same back to the House and recommend its passage.

GEO. H. CHAMBERS,

*Chairman.*

The committee consisting of the Dane County Delegation, to whom was referred

No. 49, A.,

A bill to authorize the justices of the peace of the city of Madison to keep their office in any ward of said city,

Have had the same under consideration, and respectfully report the same back with a recommendation that the same be indefinitely postponed.

M. ANDERSON,  
*Chairman.*

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The delegate from Door county, to whom was referred

No. 287, A.,

A bill to authorize the clerk of the board of supervisors of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county,

Has had the same under consideration, and reports the same back without amendment, and recommends its passage.

JOS. McCORMICK.

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The Grant county delegation, to whom was referred

No. 497, A.,

A bill to incorporate the Craig Manufacturing Company.

Respectfully report the same back and recommend its passage.

JOS. HARRIS,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 138, S.,

A bill to authorize the city of Manitowoc to borrow money.

No. 140, S.,

A bill to amend section 1, chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Waukesha, Walworth, Jefferson, Rock, Green, Dane, LaFayette and Grant.

No. 174, S.,

A bill to fix the time of holding the terms of the circuit court in the fourth judicial circuit.

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state.

No. 147, S.,

A bill to prevent hunting deer in the county of Dodge, with dogs.

No. 148, S.,

A bill to amend section 6 of chapter 43 of the revised statutes, entitled "of strays, and lost money and goods."

No. 138, S.,

A bill to amend chapter 46 of the general laws of 1869, entitled "an act to protect the lands and timber thereon granted to the St. Croix and Lake Superior Railroad Company."

No. 141, S.,

A bill to authorize the board of supervisors of the town of Dunn to change the place for holding the annual town meeting.

No. 144, S.,

A bill to incorporate the Milwaukee Mutual Protective Brewers Workmen's Association.

No. 132, S.,

A bill to repeal chapter 44, of the general laws of 1869, entitled an act to authorize the taking of depositions in certain cases.

No. 139, S.,

A bill to amend chapter 141, general laws of 1858, entitled "an act relating to transcripts of justices' judgments."

No. 145, S.,

A bill to incorporate the Milwaukee Bathing Institution.

No. 130, S.,

A bill to incorporate the St. Joseph Temperance Society, of Richmond.

No. 142, S.,

A bill to enforce the remedy by indictment against corporations.

No. 146, S.

A bill to amend section 31, of chapter 134, of the revised statutes, entitled "of executions and proceedings supplementary thereto."

And has concurred with the Assembly in

M. C. No. 4, A.,

A memorial to congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa.

M. C. No. 10, A.,

A memorial to congress for the completion of the harbor improvements of St. Louis river, and petition of the people of Douglas county, Wis., for the same.

No. 322, A.,

A bill to provide for extending the time for the collection of taxes in the town of Sparta, in Monroe county.

No. 42, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 2, A.,

A bill to incorporate the trustees of the Milwaukee County Orphans' Board.

No. 178, A.,

A bill fixing the time for holding terms of the circuit court in the tenth judicial circuit.

No. 56, A.,

A bill to amend section 1 of chapter 110, general laws of 1868, entitled "an act requiring reports from unauthorized banks and bankers."

And has amended and concurred in as amended

No. 209, A.,

A bill to authorize the Commissioners of School and University Lands to loan the trust funds to school districts for the purpose of building school buildings therein.

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### SENATE MESSAGE CONSIDERED.

On motion of Mr. Rood,

No. 209, A.,

Was referred to a select committee of five,

And the Speaker appointed as such committee, Messrs. Rood, Field, Orton, Hammond and S. A. White.

The following Senate bills were severally read a first and second times and referred :

Nos. 132, 133, 139, 142, 143, 146 and 174, S.,

To committee on Judiciary.

Nos. 130, 144 and 145, S.,

To committee on Incorporations.

Nos. 127, 140 and 147, S.,

To committee on State Affairs.

No. 138, S.,

To committee on Railroads.

No. 141, S.,

To committee on Town and County Organization.

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### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 325, A.,

A bill to amend chapter 266, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir at law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.

Were severally read a third time and

No. 188 A.,

A bill to incorporate the Potosi & Mississippi Plank and Turn-pike road company,

Was, on motion of Mr. Coons,

Re-committed to the Grant County Delegation.

No. 172, A.,

A bill to supply school officers with the "Journal of Education,"

Was, on motion of Mr. Maxon,

Re-committed to the committee on Claims.

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## BILLS REPORTED BY A COMMITTEE OF THE WHOLE

The substitute reported by a majority of the Select Committee, consisting of Messrs. Hall, Field and Maxon, to

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States,

Was adopted, and

Said bill, as amended by said substitute, was ordered engrossed.

Mr. Bood moved that

No. 24, A.,

A bill to regulate the sale of patent rights in the State of Wisconsin, and to prevent frauds connected therewith,

Be referred to a select committee of three,

Which motion was lost, and

On motion of Mr. Smith,

Said bill was laid aside until the return of Mr. Arnold.

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On motion of Mr. McIntosh,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On

No. 44, A.,

A bill to provide for the trial of offences upon information, and make the general laws of the State applicable thereto,

And the General File of Bills,

Mr. Rood in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

**MR. SPEAKER :**

The Assembly, in Committee of the Whole, have had under consideration No. 44, A., and the general file of bills, and report thereon as follows :



No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto,

With amendment.

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1869, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest.

No. 380, A.,

A bill to amend chapter 201 of the general laws of 1860, entitled an act concerning the transcribing of records.

No. 60, S.,

A bill to change the name of William Joerke, of the city and county of La Crosse, to that of William Steinlein.

No. 62, S.,

A bill to repeal chapter 103, of the general laws of 1866, and other acts amendatory thereof, relating "to the sale of lands for unpaid taxes, and the conveyance and redemption thereof."

No. 67, S.,

A bill to cause a survey of certain creeks and streams of water within the city of Manitowoc, and to regulate and record the course of such creeks and streams of water.

No. 81, S.,

A bill relating to the manner of commencing civil actions, and to repeal chapter 68 of the general laws of 1869, entitled "an act relating to the manner of commencing civil actions, and amendatory of section 9 of chapter 124 of the revised statutes.

No. 86, S.,

A bill to incorporate the Mutual Insurance Company of the order of Hermann's Sons of Wisconsin.

No. 87, S.,

A bill to amend and correct section 1 of chapter 74 of the revised statutes, entitled "Of Free Masons, Odd Fellows, and other similar societies."

No. 93, S.,

A bill to extend the time for the collection of taxes in the town of Hubbard, in the county of Dodge.

No. 101, S.,

A bill to amend chapter 153, general laws of 1869, entitled an act to codify the laws of this state relating to highways and bridges.

No. 125, S.,

A bill to incorporate the Darlington Water-power Improvement Company.

No. 91, A.,

A bill relating to the attendance of children in the schools,  
Without amendments.

No. 162, A.,

A bill to authorize Henry Gardner and Albert H. Wareham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river,

With amendment.

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the towns of Eau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1871.

No. 235 A.,

A bill granting to Fred. Miller, his associates and assigns and legal representatives, the right to establish and maintain a ferry across the Mississippi river in Crawford and Vernon counties, to Lansing, in Iowa.

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 322, A.,

A bill to authorize J. A. Vitchell and others to construct and maintain a boom and pier on the Chippewa river.

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose.

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county.

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Sausico, in the county of Brown.

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 371, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to the town of Eagle, Waukesha county,

Without amendment.

No. 381, A.,

A bill to authorize the Apple River Log Driving Company to flow certain lands, and to provide for making compensation to the owners thereof,

With amendment.

No. 390, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

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The amendments reported to  
Nos. 44, 286, 274, 282 and 381, A.,  
Were severally concurred in, and  
Said bills were severally ordered engrossed.  
Nos. 182, 244, 322, 329, 330, 350, 351, 353, 371, 390, 431 and  
432, A.,  
Were severally ordered engrossed.  
Nos. 58, 60, 62, 67, 81, 86, 87, 93, 103, 116 and 125, S.,  
Were severally ordered to a third reading.

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Leave of absence was granted  
To Mr. Barnes indefinitely.  
To Messrs. Chase and Fay to Thursday evening next, and  
To Mr. Peterson until this evening.

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On motion of Mr. Richter,  
The Assembly adjourned.

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7 o'clock, P. M.

The Speaker called the Assembly to order.

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The Speaker announced as the select committee on Insurance  
under resolution No. 28, A.,  
Messrs. Merrill, Field, Baker, Keenan and Maxon.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Local Legislation, to whom was referred  
No. 508, A.,  
A bill to change the name of Charles Rausier to James Patterson,  
Also,  
No. 542, A.,  
A bill to change the name of Franklin Eunsen to Franklin Mon-  
teigue Allen, and make him the heir-at-law of James M. Allen and  
Eliza S. Allen,

Have had the same under consideration, and recommend passage of same.

D. D. CHENEY,  
*Chairman.*

The committee on State Affairs, to whom was referred the following bills, have had the same under consideration, and respectfully report the same back with the following recommendations:

No. 460, A.,

A bill to amend chapter 80 of the private and local laws of 1855.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mt. Pleasant, in the county of Racine, for highway purposes.

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.,

Without amendment and recommend their passage.

No. 405, A.,

A bill to further regulate Life Insurance in the State of Wisconsin.

No. 519, A.,

A bill to encourage the manufacture of iron in this state,  
With recommendation that they be indefinitely postponed.

No. 102, S.,

A bill to appropriate to the widow of the Hon. Byron Paine, late Associate Justice of the Supreme Court, the sum of one thousand dollars,

Without recommendation.

W. W. FIELD,  
*Chairman.*

No. 405, A.,

Was referred to committee on Insurance.

The committee on Railroads, to whom was referred the following bills, respectfully report the same back to the house as follows:

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company,

Without amendment, and recommend that it do pass.

No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

With amendment, and recommend its passage when so amended.

No. 485, A.,

A bill to incorporate the Sparta and Neilsville Railroad Company,  
Without amendment, and recommend that it do pass.

No. 455, A.,

A bill to incorporate the Superior railroad company,  
Without amendment, and recommend that it do pass.

No. 476, A.,

A bill to amend section 2, chapter 326, of the private and local laws of 1870, approved March 15th, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company,

Without amendment, and recommend that it do pass.

No. 532, A.,

A bill to repeal chapter 32 of the private and local laws of 1859 of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof,

Without amendment, and its passage recommended.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunlieth, La Crosse and St. Croix River Shore Railroad passes to aid in its construction,

With amendment, and recommend its passage when so amended.

No. 482, A.,

A bill to authorize certain towns and villages to aid in the construction of railroads,

With amendment, and recommend its passage when so amended.

No. 523, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company,

Without amendment, and its passage recommended.

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company,

With amendment, and recommend its passage when so amended.

No. 440, A.,

A bill to amend section 1 of chapter 34 of the general laws of 1870, entitled an act to amend section 18 of chapter 120 of the revised statutes, in relation to claims against railroad companies,

Without amendment, and recommend that it be referred to the committee on Judiciary.

J. S. CURTIS,

*Chairman.*

Said bill

No. 440, A.,

Was so referred.

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The committee on Education, to whom was referred

No. 46, A.,

A bill to incorporate the Green Bay Literary Institute,

amendment, and recommend its passage when so amended.

C. O. KUNTZ

*Chairman.*

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Your committee on Lumber and Manufactures, to whom was referred

• No. 527, A.,

A bill to incorporate the White River dam, log driving and boom-company,

Have had the same under consideration, and respectfully report the same back with the recommendation that it do pass.

No. 507, A.,

A bill to establish Lumber District No. 10, in the State of Wisconsin,

With an amendment, and recommend its passage when so amended.

W. D. MIHILLS,

*Chairman.*

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The committee on Town and County Organization to whom was referred,

No. 226 A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county,

Have had the same under consideration, and have instructed me to report the same back to the house without recommendation.

THOS. H. MODILL,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed:

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

No. 302, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county, from the borough of Fort Howard, in said county.

No. 364, A.,

A bill to amend chapter 386 of the general laws of 1862, entitled "an act to amend chapter 85 of the revised statutes, entitled "of excise." "

No. 367, A.,

A bill relating to an act entitled an act to incorporate the Fort Howard, Shawano and Mississippi railroad, and amendatory of section 8, of chapter 364, of the private and local laws of 1869, enti-

bled "an act to incorporate the Fort Howard, Shawano and Mississippi railroad."

A. ROOD,

*Chairman.*

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SPECIAL ORDER.

No. 136, A.,

A bill to appropriate to the Home of the Friendless, Milwaukee, the sum of \$1,000.

No. 137, A.,

A bill to appropriate to St. Mary's Hospital, Milwaukee, the sum of \$1,000.

No. 138, A.,

A bill to appropriate to St. Rosa's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 139, A.,

A bill to appropriate to the St. Joseph's Orphan Asylum, Milwaukee, the sum of \$1,000.

No. 140, A.,

A bill to appropriate to the Milwaukee Orphan Association, Milwaukee, the sum of one thousand dollars.

No. 141, A.,

A bill to appropriate to the St. Æmelianus Orphan Asylum, Milwaukee, the sum of one thousand dollars

No. 142, A.,

A bill to appropriate to the Milwaukee Hospital, Milwaukee, the sum of one thousand dollars.

No. 143, A.,

A bill to appropriate to St. John's Church Home, Milwaukee, the sum of one thousand dollars.

No. 144, A.,

A bill to appropriate to the Wisconsin Seamans' Friends Society, Milwaukee, the sum of five hundred dollars.

No. 152, A.,

A bill to appropriate to the Milwaukee Protestant Orphan Asylum the sum of one thousand dollars.

No. 156, A.,

A bill to appropriate to the St. Mary's Orphan School the sum of five hundred dollars,

Being the special order for this evening,

Were then taken up.

After considerable time being spent in the consideration thereof, and

The question being on the amendments reported to said bills by the committee on Claims, and said amendments being alike in character, by unanimous consent the question thereon was taken collectively, and

Said amendments were adopted

By the following vote:



Those voting in the affirmative were

Messrs. Allen, Atwater, Ayres, Bacon, Bailey, Bowen, D. W. Briggs, Chambers, Coons, Cousins, Curtis, Dana, Davis, Field, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, Kuntz, Marvin, McDill, Merriam, Merrill, Mibills, More, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Sanderson, Semple, Sherman, Smith, Torgerson and Mr. Speaker Smith—42.

Those voting in the negative were

Messrs. Ball, P. R. Briggs, Cheney, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoyer, Keenan, King, Knoll, Lonergan, Maxon, McCormick, McDonald, McIntosh, Montgomery, Morgan, Moulton, Ockler, Otling, Pease, Rankin, Richards, Richter, Rusch, Samuelson, Semmann, Swain, Thorn, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—40.

Those absent or not voting were

Messrs. Anderson, Arnold, Baker, Barnard, Barnes, Bate, Blake, Bremner, Chase, Fay, Hall, Hoskins, C. M. Hoyt, Jeffers, Manson, Meyer, Orton and Vaughn—18

Mr. Rood moved that the further consideration of said bills be indefinitely postponed.

Mr. Gallagan moved a call of the House,

Which motion for a call of the House, was not seconded,

And the question recurring on the motion to indefinitely postpone, by unanimous consent the question being taken collectively,

Said bills were indefinitely postponed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Atwater, Ayres, Bacon, Bailey, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cheney, Coons, Cousins, Curtis, Dana, Davis, Field, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, Kuntz, Marvin, McDill, Merriam, Merrill, Mibills, Morgan, Moulton, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Torgerson and Mr. Speaker, Smith—44.

Those voting in the negative were

Messrs. Ball, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoyer, Keenan, King, Knoll, Lonergan, Maxon, McCormick, McDonald, McIntosh, Montgomery, More, Ockler, Otling, Pease, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, Semple, Thorn, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—38.

Those absent or not voting were

Messrs. Anderson, Arnold, Baker, Barnard, Barnes, Bate, Blake, Bremner, Chase, Fay, Hall, Hoskins, C. M. Hoyt, Jeffers, Manson, Meyer, Orton and Vaughn—18.

Mr. Pease moved that the Assembly do now adjourn,

Which motion prevailed.

The Speaker declared the Assembly adjourned to Thursday next, at 10 o'clock A. M.

THURSDAY, FEBRUARY 23, 1871.

10 O'CLOCK, A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by Rev. Mr. Richards.

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LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. Thorn :

Mem. No. 103, A.,

Of W. P. Elliott and 40 other marble dealers and manufacturers asking for some law for their protection.

To committee on Judiciary.

By Mr. McIntosh :

Mem. No. 104, A.,

Of Jackson Tibbits and James W. Hutchinson, in relation to the Appleton Cemetery Association.

To committee on Incorporations.

By Mr. Cheney :

Mem. No. 105, A.,

Of W. D. Weld and others, against the use of the drainage fund of the town of Oakdale, for the payment of its indebtedness to the county of Monroe, or any legislation thereon.

To committee on Swamp and Overflowed Lands.

By Mr. Hall :

No. 106, A.,

Of W. C. Spalding praying for the establishment of an institution for the education of feeble-minded and idiotic children.

To committee on Charitable and Benevolent Institutions.

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By Mr. Hall :

No. 107, A.,

Of D. Blamenfeld and 128 others, voters and residents of the 5th and 6th wards of the city of Watertown, in Dodge county, praying that said wards may be placed in the same Senate and Assembly districts, and that the rest of the city of Watertown may be made one Assembly district.

To committee on Apportionment.

By Mr. Chase :

Mem. No. 108, A.,

Of W. H. Sampson and 26 others, for an institution for idiotic children in the state of Wisconsin.

To committee on Charitable and Benevolent Institutions.

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## RESOLUTIONS CONSIDERED.

Res. No. 24, A.,

Relative to institution for the education of feeble minded and idiotic youth,

Introduced by Mr. Pease on the 10th inst., referred to committee on State Affairs. Reported back on the 17th, with recommendation of reference to committee on Charitable and Benevolent Institutions; so ordered. Reported back on the 21st inst., with bill No. 73, A.,

Was on motion of Mr. Merrill, recommitted

To committee on Charitable and Benevolent Institutions.

Jt. Res. No. 22, A.,

Requesting the Governor to appoint five commissioners to consider methods of providing for the representation of minorities, the adjustment of the judicial system, and salutary amendments to the constitution of the state,

Introduced by Mr. Curtis, on the 21st,

Was on motion of Mr. Maxon,

Referred to select committee on Jt. Res. No. 13, A., Messrs. Curtis, Maxon and Hammond.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Curtis :

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay, and the several acts amendatory thereto.

To General e.

**By Mr. Hammond :**

No. 582, A.,

A bill to incorporate the Beloit Water-power Company.

To committee on Incorporations.

**By Mr. Curtis :**

No. 583, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

To committee on Town and County Organization.

**By Mr. Cheney :**

No. 584, A.,

A bill to extend the time for the collection of taxes in the county of Monroe.

On motion of Mr. Cheney,

The rules were suspended, and

Said bill was read a third time and passed.

**By Mr. Cheeney :**

No. 584, A.,

A bill to extend the time for the collection of taxes in the county of Monroe.

On motion of Mr. Cheney,

The rules were suspended, and

Said bill was read a third time and passed.

**By Mr. Jeffers :**

No. 585, A.,

A bill to extend the time for the collection of taxes in the town of Darien, Walworth county.

On motion of Mr. Jeffers,

The rules were suspended, and

Said bill was read a third time and passed.

**By Mr. Bailey :**

No. 586, A.,

A bill to repeal chapter 137 of the general laws of 1870, entitled an act to provide for the survey of the lead districts, making maps and collecting statistics and specimens from the same.

To committee on Mining and Smelting.

**By Mr. Blake :**

No. 587, A.,

A bill to relieve the city of Racine from so much of the tax of 1868 as was assessed to pay the judgments rendered against said city on what is known as the Racine harbor bonds.

On motion of Mr. Blake,

The rules were suspended, and

And said bill was read a third time and passed

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Atwater, Ayres, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, D. W. Briggs, Chambers, Chase, Cheney, Coons, Dana, Davis, Dick, Eastman, Field, Fitzgerald, Freeman, Galagan, Hall, Hammond, Harris, Heimdahl, Hixon, Holloway, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Manson, Marvin, Maxon, McDill, McIntosh, Merriam, Merrill, Meyer, Mibills, Montgomery, Morgan, More, Nichols, Otting, Orton, Pease, Pengra, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rusch, Samuelson, Sanderson, Semman, Semple, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—80.

None voting in the negative.

Those absent or not voting were

Messrs. Arnold, Bacon, Barnes, Bremner, P. R. Briggs, Cousins, Curtis, Fay, Fryer, Hinkley, C. M. Hoyt, Kuntz, Lonergan, McCormick, McDonald, Moulton, Ockler, Peterson, O. S. Powell and Rounds—20.

By Mr. Blake :

No. 588, A.,

A bill to amend section 5, of title 10, of an act entitled an act to incorporate the city of Racine, approved March 28, 1866.

On motion of Mr. Blake,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. King :

No. 589, A.,

A bill to incorporate the Black River Falls Savings Bank.

To committee on Banks and Banking.

By Mr. Hall :

No. 590, A.,

A bill to confer on county clerks having civil jurisdiction certain powers.

To committee on Judiciary.

By Mr. Hall :

No. 591, A.,

A bill relating to the sale of lands for unpaid taxes, and amendatory of chapter 138 of the general laws of 1861.

To committee on Judiciary.

By Mr. Semple :

No. 592, A.,

A bill to authorize Laban S. Bucher and others to maintain a dam on Wolf river, in Oconto county.

To committee on Internal Improvements.

By Mr. Richter :

No. 593, A.,

A bill relating to public schools in Milwaukee.

To Milwaukee City Delegation.

By Mr. Hall :

No. 594, A.

A bill to amend section 17 of chapter 138 of the revised statutes, entitled of limitation of actions.

To committee on Judiciary.

By Mr. Barnard :

No. 595, A.,

A bill to extend the time for the collection of taxes in Iowa county for the year 1870.

To committee on Judiciary.

By Mr. Thorn :

No. 596, A.,

A bill to protect manufacturers and dealers in monumental marble, grave and headstones, and to provide for a lien upon their work, and for the collection of their claims for work, labor and materials furnished in putting up the same.

To committee on Judiciary.

By Mr. Ferguson ,

No. 597, A.,

A bill to incorporate the Heckla Fire Insurance Company.

To committee on Insurance.

By Mr. McIntosh :

No. 598, A.,

A bill to reorganize the Appleton Cemetery Association.

To committee on Incorporations.

By Mr. Hall :

No. 599, A.,

A bill to amend chapter 486 of the private and local laws of 1870, entitled "an act to amend and revise the charter of the village of Fort Atkinson, Jefferson county.

On motion of Mr. Hall,

The rules were suspended and

Said bill was read a third time and passed.

By Mr. Richter :

No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Thorn :

No. 601, A.,

A bill to repeal chapter 14, of the general laws of 1871, entitled "an act to require the constitution of the United States and the constitution of the state of Wisconsin, to be taught in the public schools."

On motion of Mr. Rood,

Said bill was referred to committee on Education.

By Mr. Merrill :

No. 602, A.,

A bill to amend chapter 474 of the local laws of 1866, entitled an act reducing the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.

To committee on Incorporations.

By Mr. Merrill :

No. 603, A.,

A bill relating to proceedings against garnishees.

To committee on Judiciary.

By Mr. Merrill :

No. 604, A.,

A bill in relation to estates for life.

To committee on Judiciary.

By Mr. Merrill :

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers.

To committee on Judiciary.

By Mr. Bate :

No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menomonee, in Dunn county.

To committee on Assessment and Collection of Taxes.

By Mr. Nichols :

No. 607, A.,

A bill to appropriate to Albert A. Lee a sum of money therein named.

To committee on claims.

By Mr. Rounds :

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park.

To committee on State Affairs.

By Mr. Rounds :

No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of 1869, entitled an act to amend section 6, 15 and 29 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

To Committee on Assessment and Collection of Taxes.

By Mr. J. S. White :

No. 610, A.,

A bill to incorporate the Milwaukee Yacht Club.

To committee on Incorporations.

By Mr. Kuntz :

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled " an act to codify the laws of the state relating to common schools."

To committee on Education.

By Mr. Fay :

No. 612, A.,

A bill to vacate the village plat of the village of De Soto, in St. Croix county, Wisconsin.

To General File.

By Mr. Fay :

No. 613, A.,

A bill to vacate a part of the plat of the city of Hudson, in St. Croix county, Wisconsin.

To General File.

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## REPORTS OF STANDING COMMITTEES.

The committee on the Judiciary to whom were referred the following bills, have had the same under consideration, and have instructed me to report said bills back, with the following recommendations :

No. 210, S.,

A bill to amend section 5, chapter 150, private and local laws of 1867, entitled an act to enable the county of Sheboygan to settle with the holders of its railroad aid bonds, and to fund the interest which fell due on the same in the years 1863, 1864, 1865 and 1866.

No. 172, S.,

A bill to amend chapter 107, private and local laws of 1867, entitled an act to authorize the appointment of a phonographic reporter for the circuit courts of the counties of Milwaukee and Kenosha,

With the recommendation that said Senate bills be concurred in.



No. 314, A.,

A bill concerning the jurisdiction of municipal courts within this state,

Reported back by substitute, with the recommendation that said substitute be adopted, and that the bill be then referred to the Fond du Lac County Delegation.

D. HALL,

*Chairman.*

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The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 489, A.,

A bill to extend the time for the collection of taxes in the town of Arlington, Columbia county.

No. 197, A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

No. 558, A.,

A bill to extend the time for the collection of taxes in the town of La Prairie, county of Rock.

No. 822, A.,

A bill to extend the time for the collection of taxes in the town of Sparta, in Monroe county.

No. 549, A.,

A bill to extend the time for the collection of taxes in the town of Superior, Douglas county.

No. 180, A.,

A bill to provide for making copies of the village plats and additions thereto, in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Incorporations, to whom was referred

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 537, A.,

A bill to amend an act to consolidate and amend an act to revise, consolidate and amend the act to incorporate the city of Oshkosh, and the several acts amendatory thereof, approved March 22, 1861, and to amend an act to revise, consolidate and amend the act in relation to public schools in the city of Oshkosh, and the several acts amendatory thereof, approved April 9, 1866,

Have had the same under consideration and respectfully report the same back without amendment, with the recommendation that they do pass.

No. 423, A.,

A bill to amend chapter 519 of the general laws of 1865, entitled an act to incorporate the village of Juneau,

And report the same back with substitute, and recommend the passage of the substitute.

J. A. BAKER,  
*Chairman.*

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 223, A.,

A bill to incorporate the Kewaunee Fire Company in the village and county of Kewaunee, Wisconsin.

No. 192, A.,

A bill to incorporate the Madison Yacht Club.

No. 2, A.,

A bill to incorporate the trustees of the Milwaukee County Orphans' Board.

No. 240, A.,

A bill to incorporate the St. John the Baptist Benevolent Society of the Valley of Chippewa ("Societe St. Jean Baptiste de Bienfaisance de la Vallie de la Chippewa,")

No. 39, A.,

A bill to amend section 27, of chapter 15, of the revised statutes, entitled of towns and town officers, powers and duties of towns.

No. 128, A.,

A bill to incorporate the Depere Iron Works.

No. 155, A.,

A bill to incorporate the Oconto Turn Verein.

No. 149, A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company.

M. C. No. 10, A.,

A memorial to Congress for the completion of the harbor improvement of St. Louis river, and petition of the people of Douglas county, Wis., for the same.

No. 178, A.,

A bill fixing the time for holding terms of the circuit court in the tenth judicial circuit.

THOS. SANDERSON,  
*Chairman.*

Said bills were signed by the Speaker.

The committee on Internal Improvements, to whom was referred No. 467, A.,

A bill to authorize Anson Aldred, his associates, heirs and assigns, to maintain certain dams across the north branch of Oconto river.

No. 468, A.,

A bill to repeal chapter 506 of the private and local laws of 1867, entitled "an act to prohibit obstructions in Oconto river."

No. 469, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain a dam across Oconto river.

No. 470, A.,

A bill relating to dams on navigable streams in this State.

No. 471, A.,

A bill to amend chapter 20 of the general laws of 1852, entitled an act to amend an act to authorize George Lerwick to build and maintain a dam across Oconto river, approved February 16th, 1842.

Have had the same under consideration, and recommend that they be indefinitely postponed.

No. 498, A.,

A bill to incorporate the Faulkner Browning Construction Company,

That it be referred to the committee on Incorporations.

G. C. HIXON,

*Chairman.*

No. 498, A., was so referred.

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The committee on Incorporations, to whom was referred

No. 177, A.,

A bill to amend an act entitled "an act to incorporate the fire department of the city of Janesville, approved March 5, 1857,"

Report the same back without amendment, with the recommendation that it do pass.

J. A. BAKER,

*Chairman.*

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The committee on Roads, Bridges and Ferries have had under consideration

No. 403, A.,

A bill to authorize the town of Winneconne, in Winnebago county, to issue bonds to construct a bridge across the Wolf River,

And have instructed me to report the same back with an amendment, and recommend its passage when so amended.

P. SEMPLE,

*Chairman.*

The committee on Assessments and Collection of Taxes, to whom was referred

No. 401, A.,

A bill in relation to the collection of taxes,

Respectfully report the same back to the House, with amendment, and recommend its passage when amended.

J. BOWEN,

*Chairman.*

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The committee on Agriculture to whom was referred the following bills, have had the same under consideration, and directed me to report as follows:

No. 412, A.,

A bill to amend chapter 68 of the general laws of 1867, entitled "an act to amend section 1 of chapter 164 of the general laws of 1865," entitled "an act to amend chapter 40 of the general laws of 1861," entitled "an act requiring the owners of certain machines to guard against accidents."

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February, in each year, and to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year."

No. 536, A.,

A bill to legalize the returns of the Portage County Agricultural Society.

No. 79, S.,

A bill to incorporate the Waupaca Agricultural and Mechanical Manufacturing Association,

And recommend that said bills be concurred in.

No. 441, A.,

A bill requiring owners of certain machines to guard against accidents, and to repeal all acts and parts of acts contravening with this act.

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents,

And recommend that said bills be indefinitely postponed.

A. SHERMAN,

*Chairman.*

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The committee on Education, to whom was referred

No. 499, A.,

A bill to amend section 8, of chapter 155, general laws of 1863, entitled an act to codify the laws of this state, relating to common schools, so as to authorize female persons paying taxes, to become voters in school meetings.

Have had the same under consideration, and a majority of the committee report the same back with the recommendation that it be indefinitely postponed.

No. 159, S.,

A bill to authorize joint school district No. 6, towns of Richland and Dayton, Richland county, to borrow money,

Report the same back with the recommendation that it be referred to the committee on State Affairs.

C. C. KUNTZ,  
*Chairman.*

No. 159, S.,

Was so referred.

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The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed:

No. 890, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and piers on the Chippewa river.

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Suamico, in the county of Brown.

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago and Fox river.

No. 50, A.,

A bill to amend chapter 420 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company.

No. 131, A.,

A bill to amend chapter 327 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

A. ROOD,  
*Chairman.*

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#### REPORT OF SELECT COMMITTEE.

The Special Committee to whom was referred

No. 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein,

80—A.

Have had the amendment attached thereto by the Senate, under consideration, and respectfully report the same back, with the recommendation that the amendment be not concurred in.

A. ROOD,  
*Chairman.*

The question being,  
Shall said Senate amendment be concurred in,  
The Assembly refused to concur therein.

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The Dunn County Delegation, to whom was referred  
No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn county.

Respectfully reports the same back without amendment, and recommends that the same do pass.

J. A. BATE,  
Member from Dunn County.

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The Fond du Lac city delegation to whom was referred  
No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac,

Have had the same under consideration and respectfully report the same back with the recommendation that it do pass.

U. D. MICHILLS.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in the passage of

No. 469, A.,

A bill to extend the time for the collection of taxes in the town of Arlington, Columbia county, Wis.

No. 558, A.,

A bill to extend the time for the collection of taxes in the town of La Prairie, county of Rock.

No. 549, A.,

A bill to extend the time for the collection of taxes in the town of Superior, Douglas county.

And has passed and asks the concurrence of the Assembly in  
Jt. Res., No. 11, S.,

Providing for furnishing Legislative Manuals to the assistant clerks, book-keepers, assistant sergeants-at-arms, clerks of standing committees, and door-keepers of both houses of the Legislature.

## SENATE MESSAGE CONSIDERED.

Jt. Res. No. 11, S.,

Providing for furnishing legislative manuals to the assistant clerks, book-keepers, assistant sergeant-at-arms, clerks of standing committees, and door-keepers of both houses of the Legislature.

Mr. D. W. Briggs moved that said resolution be amended so as to include the firemen.

Which amendment was adopted.

Mr. Fay moved that said resolution be amended so as to include the night watchmen.

Which amendment was adopted, and

On motion of Mr. Field,

Said resolution as amended was referred to the committee on Legislative Expenditures.

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SENATE BILLS ON THIRD READING.

No. 58, S.,

A bill to authorize and empower David Jennings to keep and maintain a ferry across the Wolf river.

No. 103, S.,

A bill to authorize the city of La Crosse to aid in the construction of a State Normal School building in said city.

No. 116, S.,

A bill to authorize the mayor and common council of the city of Buffalo, in Buffalo county, and their successors in office, to keep and maintain a ferry across the Mississippi river, at the city of Buffalo, in said county.

No. 60, S.,

A bill to change the name of William Jerke, of the city and county of La Crosse, to that of William Steinlein.

No. 62, S.,

A bill to repeal chapter 103, of the general laws of 1866, and other acts amendatory thereof, relating "to the sale of lands for unpaid taxes, and the conveyance and redemption thereof."

No. 67, S.,

A bill to cause a survey of certain creeks and streams of water in the city of Manitowoc, and to regulate and record the courses of of such creeks and streams of water.

No. 81, S.,

A bill relating to the manner of commencing civil actions, and to repeal chapter 68 of the general laws of 1869, entitled "an act relating to the manner of commencing civil actions, and amendatory of section 9 of chapter 124 of the revised statutes.

No. 86, S.,

A bill to incorporate the Mutual Insurance Company of the order of Hermann's Sons of Wisconsin.

No. 87, S.,

A bill to amend and correct section 1 of chapter 74 of the revised statutes, entitled "Of Free Masons, Odd Fellows, and other similar societies."

No. 93, S.,

A bill to extend the time for the collection of taxes in the town of Hubbard, in the county of Dodge.

No. 125, S.,

A bill to incorporate the Darlington Water Power Improvement Company.

Were severally read a third time and concurred in.

### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 302, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county, from the borough of Fort Howard, in said county,

Was read a third time and passed.

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

Was read a third time and passed

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Hall, Harris, Heimdal, Holloway, Hoskins, Hoyer, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Manson, Marvin, McIntosh, Merriam, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Oetling, Orton, Pengra, R. T. Powell, Rhodes, Richter, Rood, Rounds, Samuelson, Sanderson, Semmann, Semple, Sherman, Smith, Swain, Thorn, Torgerson, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—76.

Those voting in the negative were

Messrs. Bremner, J. W. Hoyt, Maxon, Rankin, Richards and Trumer—5.

Those absent and not voting were

Messrs. Anderson, Arnold, Barnes, Fryer, Galagan, Hammond, Hinkley, Hixon, C. M. Hoyt, Lonergan, McCormick, McDill, McDonald, Ockler, Pease, Peterson, O. S. Powell and Rusch—19.

Mr. Curtis moved that

No. 364, A.,

A bill to amend chapter 386, of the general laws of 1862, entitled "an act to amend chapter 35, of the revised statutes, entitled 'of excise.'"



Be referred to a Select committee of three,

Which motion was lost, and

On motion of Mr. Field

The further consideration of said bill was postponed to to-morrow.

On motion of Mr. Semple,

No. 367, A.,

A bill relating to an act entitled "an act to incorporate the Fort Howard, Shawano and Mississippi railroad, and amendatory of section 8, of chapter 364, of the private and local laws of 1869, entitled "an act to incorporate the Fort Howard, Shawano and Mississippi railroad,"

Was re-committed to the delegates from Shawano, Oconto and Outagamie counties.

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### BILLS REPORTED BY COMMITTEE OF THE WHOLE.

No. 49, A.,

A bill to authorize the justices of the peace in the city of Madison to keep their offices in any ward in said city,

Was indefinitely postponed.

Mr. D. W. Briggs moved that

No. 162, A.,

A bill to authorize Henry Gardner and Albert H. Wareham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river,

And

No. 235 A.,

A bill granting to Fred. J. Miller, his associates and assigns and legal representatives, the right to maintain a ferry across the Mississippi river from certain points in Crawford and Vernon counties, to Lansing, in Iowa,

Be referred to a select committee of three.

Mr. J. W. Hoyt moved that said bills be recommitted to committee on Roads, Bridges and Ferries, with instructions to report at an early day,

Which motion, to refer to a standing committee, taking precedence of the motion to refer to a select committee,

Prevailed.

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest,

Was ordered engrossed.

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county,

Was, on motion of Mr. Sanderson,

Re-committed to the Columbia county delegation.

The substitute reported to

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs,

By the committee on Agriculture,

Was adopted.

Mr. Pease moved that said bill be indefinitely postponed.

Which motion was lost,

By the following vote :

Those voting in the affirmative were :

Messrs. Bailey, Barnard, Chase, Cheney, Dick, Freeman, Galagan, Heimdal, Hoye, J. W. Hoyt, Keenan, Kneell, Kuntz, Maxon, Meyer, Montgomery, Oetling, Pease, Rhodes, Richter, Busch, Semmann, Thorn, Torgerson, Trumer, Vaughn, Wagner Weil—28.

Those voting in the negative were .

Messrs. Allen, Anderson, Atwater, Ayres, Bacon, Baker, Ball, Blake, Bowen, Bremer, D. W. Briggs, Chambers, Coons, Cousins, Curtis, Dana, Davis, Eastman, Fay, Field, Hammond, Harris, Hixon, Holloway, Humphrey, Jeffers, Judd, King, Manson, Marvin, McIntosh, Merriam, Merrill, Mihills, Morgan, More, Moulton, Nichols, Orton, Pengra, O. S. Powell, E. T. Powell, Richards, Rood, Sanderson, Semple, Sherman, Smith, Swain, Watts, J. S. White, S. A. White and Mr. Speker Smith—53.

Those absent or not voting were :

Messrs. Arnold, Barnes, Bate, P. R. Briggs, Fitzgerald, Fryer Hall, Hinkley, Hoskins, C. M. Hoyt, Lonergan, McCormick, McDill, McDonald, Ockler, Peterson, Rankin, Rounds and Samuelson—19.

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By unanimous consent,

Mr. Kneell then offered the following amendment :

This act shall not apply to Milwaukee county, unless a majority of the supervisors representing the towns of Milwaukee, Granville, Wauwatosa, Lake, Oak Creek, Franklin and Greenfield, shall vote in favor of the same.

Which amendment was adopted, and

Said bill was ordered engrossed.

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On motion of Mr. Swain,

The consideration of

Jt Res No. 16, A.,

Joint resolution to amend the constitution relating to the system of county government,

Which was the

## SPECIAL ORDER

For this A. M., at 11 o'clock,  
Was postponed to this evening.

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On motion of Mr. Pease,  
No. 41, S.,

A bill to amend chapter 273 of the private and local laws of 1870,  
entitled "an act to revive and amend the act to incorporate the  
Sugar River Valley Railroad,

Was taken from the general file,

The amendment reported thereto by the committee on railroads

Was concurred in, and

On motion of Mr. Pease,

Said bill was further amended as follows :

In 7th line of section 1, after the word towns insert the follow-  
ing: "Or by the common council of any city.

In the 10th line of section 1, after the word thereof, add the fol-  
lowing: "Nor on the part of any city by the common council  
thereof."

In the 11th line of section 1, after the word town, insert the  
words "or city."

Amend section 2 as follows :

In the 3d line, after the word towns, insert the words "or cities."

Also, in the 14th line, after the word town, insert the words "and  
the common council of any such city."

After the word town, in the 30th and 32d line of section 2, insert  
the words "or city."

Said bill was then ordered to a third reading.

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Leave of absence was granted

To Mr. McCormick indefinitely.

To Mr. Loneragan to Tuesday evening next.

To Mr. More to Monday evening next.

To Mr. Hinkley to this evening.

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On motion of Mr. Freeman,

The Assembly adjourned to 7 o'clock P. M.

7 o'clock, P. M.

The Speaker called the Assembly to order.

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**SPECIAL ORDER.**

Jt. Res. No. 16, A.,

Joint resolution to amend the constitution relating to the system of county government.

The question being on the engrossment thereof,

The Assembly refused to order said resolution to be engrossed.

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**BILLS INTRODUCED,**

On leave granted, read first and second times and referred.

By Mr. Nichols :

No. 614, S.,

A bill to incorporate the village of Dartford.

To committee on Incorporations.

By Mr. Vaughn :

No. 615, A.,

A bill to encourage lead mining in the state of Wisconsin.

To committee on Mining and Smelting.

By Mr. Blake :

No. 616, A.,

A bill to provide for the valuation, assessment and collection on vessels in the State of Wisconsin.

To select committee of one from each county bordering on Lake Michigan.

By Mr. Pease :

No. 617, A.,

A bill to authorize the Wisconsin Northern Railroad Company to build branch lines of road.

To committee on Railroads.

By Mr. Cheney :

No. 618, A.,

A bill to extend the time for the collection of a certain tax in the town of Portland, in Monroe county.

On motion of Mr. Cheney,  
The rules were suspended, and  
Said bill was read a third time and passed.

By Mr. Merrill :

No. 619, A.,

A bill relating to the individual liability of the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

To General File.

By Mr. Baker :

No. 620, A.,

A bill to revise, consolidate and amend chapter 277 of the private and local laws of 1867, entitled an act to incorporate the village of Waupun and the several acts amendatory thereof.

To committee on Incorporations.

Not printed.

By Mr. Merriam :

No. 621, A.,

A bill to amend sections 4 and 16 of chapter 152 of the local laws of 1867, entitled an act to amend an act to incorporate the village of Geneva.

To committee on Incorporations.

By Mr. Curtis :

M. C. No. 12, A.,

Memorial to Congress for aid to the Milwaukee and Northern railway.

On motion of Mr. Curtis,

The rules were suspended, and

Said memorial was read a third time and passed.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Railroads, to whom were referred the following bills, respectfully report the same back to the house as follows :

No. 366, A.,

A bill to enable the city of Madison in this state to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same,

Without amendment, and its passage recommended.

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor,

With amendment, and recommend its passage when so amended.

No. 544, A.,

A bill to authorize the city and town of Hudson to issue bonds,  
With amendments, and recommend its passage when so amended.

No. 483, A.,

A bill to authorize the Wisconsin Northern railroad company to  
receive subscriptions of stock from towns, cities and villages on the  
line of said road,

With a substitute, and recommend that the substitute be adopted.

No. 44, S.,

A bill to amend chapter 243, private and local laws 1863, entitled  
an act to incorporate the Tomah and Lake St. Croix Railroad Company,  
and to repeal and annul a portion of a grant of land heretofore made to the La Crosse and Milwaukee Railroad Company,  
and the various acts amendatory thereof,

Without amendment, and recommend that it be concurred in ; and  
also recommend the passage of a general law applying the principles  
of Section 2 of this bill to all railroads in this State. Said Section  
2 is as follows :

Section 2. The said Tomah and Lake St. Croix Railroad Company,  
now known as the West Wisconsin Railroad Company, or its  
successors, shall not have power or authority to make or enter into  
any contract, agreement or understanding with any connecting railroad  
company, by which any preference in the carrying of freight or  
passengers, or in the running of trains, or in any respect whatever  
shall be given to one railroad over any other connecting railroad,  
and all such railroads in any contract, agreement or running arrangement  
shall be put upon the same equal terms in all respects.

J. S. CURTIS,

*Chairman.*

On motion of Mr. Field,

The rules were suspended, and

No. 44, S.,

Was read a third time, and concurred in.

On motion of Mr. S. A. White,

The substitute above reported to

No. 483, A.,

Was ordered printed.

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The committee on Incorporations, to whom was referred

No. 543, A.,

A bill to incorporate the Village of Winneconne, in the County  
of Winnebago.

No. 561, A.,

A bill to amend chapter 85 of the private and local laws of 1870,  
entitled an act to incorporate the village of Avoca in the county of  
Iowa,

Have had the same under consideration, and report said bills back  
without amendment and recommend their passage.

No. 572, A.,

A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company,

And report the same back with amendment, and recommend its passage as amended.

No. 388, A.,

A bill to amend chapter 93, general laws of 1853, entitled an act to authorize the incorporation of gas light and coke companies,

And report the same back with the recommendation that it be indefinitely postponed.

J. A. BAKER,

*Chairman.*

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The committee on Banks and Banking, to whom was referred

No. 487, A.,

A bill to incorporate the Menasha savings bank,

No. 525, A.,

A bill to incorporate the Savings Bank of Ripon,

Respectfully report the same back, with amendments to each, and recommend their passage when so amended.

P. R. BRIGGS,

*Chairman.*

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 39, S.,

A bill to amend sections 21 and 33 of chapter 284 of the private and local laws of 1869, entitled an act to incorporate the village of Schleissingerville, in the county of Washington.

No. 126, S.,

A bill to confer certain powers upon the common council of the city of Hudson.

No. 156, S.,

A bill for the relief of the Fond du Lac County Agricultural and Mechanical Society.

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nayiaus.

No. 165, S.,

A bill to incorporate the Northwestern Printing Company.

No. 166, S.,

A bill to incorporate the Manitowoc Dry Dock Company.

No. 95, S.,

A bill to amend chapter 184, revised statutes, of inquest of the dead.

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages and to legalize marriages heretofore solemnized by them.

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of Wisconsin.

No. 158, S.,

A bill to authorize the State Librarian to exchange supreme court reports for other law books for the use of the State Library.

No. 128, S.,

A bill relating to town officers, and amendatory of section 78, chapter 15, revised statutes.

No. 208, S.,

A bill to authorize the village of Stoughton, in Dane county, to vote a tax to aid in the erection of buildings for the Norwegian-American Academy of Stoughton.

M. C. No. 2, S.,

Memorial to Congress against the repeal of the tax on incomes.

No. 227, S.,

A bill to extend the time for the collection of taxes in the several towns of Wood county, including the city of Grand Rapids.

No. 232, S.,

A bill to amend chapter 72, private and local laws of 1858, entitled an act incorporate the city of Ripon.

And that the Senate has concurred with the Assembly in the passage of

No. 285, A.,

A bill to authorize John Eliason to build and maintain a dock and pier in Green Bay.

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of Janesville.

No. 402, A.,

A bill to extend the time for the collection of taxes in the towns of Stockton and Plover, in Portage county,

And has amended, and concurred in as amended,

Jt. Res. No. 21, A.,

Providing for the final adjournment of the legislature.

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#### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Bate,

No. 258, A.,

A bill to revise the charter of the city of Chippewa Falls.



Was taken from the General File, and  
Re-committed to committee to on Incorporations.

On motion of Mr. Hinkley,

No. 858, A.,

A bill to amend and revise the charter of the village of Waukesha,

Was taken from the General File, and

Re-committed to Waukesha County Delegation.

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On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr Maxon in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

#### MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows :

No. 361, A.,

A bill to further regulate the sale or disposition of intoxicating liquors in towns and villages.

No. 369, A.,

A bill to authorize the counties and towns through which the Fort Howard, Shawano and Mississippi Railroad passes, to aid in its construction,

No. 374, A.,

A bill to incorporate the Phillips Colby Manufacturing and Construction Company,

With amendments.

No. 383, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac, Wisconsin.

No. 394, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled "an act to incorporate the Penoka and St. Croix Railroad Company,"

No. 389, A.,

A bill to amend the charter of the village of Randolph,

Without amendment.

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and to cause a fence around the capitol park to be built,

With amendment.

No. 392, A.,

A bill to amend chapter 267 of the private and local laws of 1858, entitled "an act to incorporate the city of Stevens Point, and to repeal section 2 of chapter 123 of the private and local laws of 1859, entitled 'an act to amend an act to incorporate the city of Stevens Point.'"

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association.

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company.

No. 396, A.

A bill to amend chapter 33, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

Without amendment.

No. 291, A.,

A bill to incorporate the village of Augusta,

With amendment.

No. 328, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 346, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

No. 357, A.,

A bill to provide for the employment of clerks in the office of the State Superintendent, and appropriating money for the payment thereof,

No. 399, A.,

A bill to facilitate the settlement of damages to lands overflowed.

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

No. 408, A.

A bill to incorporate the Madison Driving Park Association.

No. 439, A.,

A bill relating to the verdicts of juries.

No. 35, S.,

A bill to appropriate a sum of money for the expenses of the institute for the education of the deaf and dumb for the year 1871.

No. 43, S.,

A bill to provide for the payment of the sergeant-at-arms of the senate session of 1870, and of the witnesses subpoenaed by him to testify before special railroad committee,

Without amendment.

No. 45, S.,

A bill to authorize the appointment of a phonographic reporter for the 7th judicial circuit,

With amendment.

No. 65, S.,

A bill to prepare the additional institution for the insane, at Oshkosh, for the reception of patients.

Without amendment.

No. 73 S.,

A bill to incorporate the State Line and Union Railroad Company.

With amendment.

No. 85, S.,

A bill to incorporate the Dunleith, La Crosse and St Croix River Shore Railroad Company,

No. 92, S.,

A bill to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereof.

No. 105, S.,

A bill to authorize Warren C. Ellis, of the city of Beaver Dam, county of Dodge, and state of Wisconsin, to do and perform certain acts,

No. 115, S.,

A bill to change the names of William Henry Fox and Eugenie Lydia Fox to William Henry Atkinson and Eugenie Lydia Atkinson.

Without amendment.

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery.

With amendment.

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town,

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870,

With amendment.

No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof,

No. 414, A.,

A bill to authorize the district board of school district No. 4, of the town of Beloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county,

No. 444, A.,

A bill to legalize the acts of Bedford Bush as justice of the peace.

No. 456, A.,

A bill to amend section 24, of chapter 134, of the revised statutes, entitled of executions and proceedings supplementary thereto.

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company,

No. 458, A.,

A bill fixing the time at which the lien for taxes shall attach to real estate in this State,

M. O. No. 1, A.,

Memorial to Congress asking for appropriate legislation on the question of civil service, as recommended by the Governor in his message,

Jt. Res. No. 20, A.,

Joint resolution to amend section 3 of article 4, of the constitution of this State.

M. C. No. 15, S.,

Memorial to the Postmaster General for an increase of mail service on the mail route between the city of Manitowoc, in the county of Manitowoc, to the village of Menasha, in the county of Winnebago,

No. 167, S.,

A bill to amend the charter of the city of Kenosha.

No. 287, A.,

A bill to authorize the clerk of the board of supervisors of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county,

No. 335, A.,

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named,

No. 421, A.,

A bill to authorize William T. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the state of Iowa.

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 18, of the revised statutes, entitled of counties and county officers,

No. 497, A.,

A bill to incorporate the Craig Manufacturing Company.

No. 531, A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, an act entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 535, A.,

A bill to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad,  
Without amendment.

#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 399, 439, 444, 456 and 348, A.,

Were severally indefinitely postponed.

No. 869, A.,

Was, on motion of Mr. Semple,

Recommitted to the delegations from Shawano and Brown counties.

The amendments reported to

Nos. 168, 291, 374 and 397, A.,

Were severally concurred in,

And said bills were severally ordered engrossed.

Nos. 287, 328, 335, 344, 346, 383, 384, 387, 392, 394, 396, 400, 408, 410, 414, 421, 443, 453, 497, 531, 535, A., and Jt. Res. No. 20, A.,

Were severally ordered engrossed.

Nos. 35, 65, 85, 92, 105, 115, 167, S., and M. C. No. 15, S.,

Were severally ordered to a third reading.

The amendments reported to

Nos. 45 and 73, S.,

Were severally concurred in, and

Said bills were severally ordered to a third reading.

#### REPORT OF STANDING COMMITTEES.

The committee on Roads, Bridges and Ferries, have had under consideration bill

No. 162, A.,

A bill to authorize Henry Gardner and Albert F. Wauham to keep and maintain a ferry across the Mississippi river at a point where the line of Crawford and Vernon counties strikes said river,

And report the same back by substitute, and recommend passage of substitute when adopted.

P. SEMPLE.

*Chairman.*

On motion of Mr. J. W. Hoyt,  
The rules were suspended,  
Said substitute was adopted and  
Said bill was read third time and passed.

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 244, A.,

A bill to amend chapter 258 of the private and local laws of 1858, and chapter 352 of the private and local laws of 1866, entitled "an act to incorporate the Keshena Improvement Company."

No. 274, A.,

A bill to incorporate the Eau Claire, Alma and Winona Railroad Company.

No. 286 A.,

A bill to incorporate the Bayfield Gas Light Company,

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county.

No. 270, A.,

A bill to provide for the payment of the State agent for the settlement of war claims against the United States,

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the towns of Fau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1871.

No. 381, A.,

A bill to authorize the Apple River Log Driving Company to flow certain lands, and to provide for making compensation to the owners thereof.

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

No. 371, A.,

A bill to authorize the superintendent of public instruction to apportion school moneys to the town of Eagle, Waushara county.

No. 375, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand jury in said county of Burnett,

No. 319, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1866, and the several acts amendatory thereof, approved March 23, 1866.

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 303, A.,

A bill to extend the limits of the village of West Depere.

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 432, A.,

A bill to authorize the treasurer of the town of Highland, county of Iowa, to pay over certain moneys to the overseer of highways in the village of Highland, county of Iowa.

No. 431, A.,

A bill to legalize the returns of the Adams County and the Richland County Agricultural Societies.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Wausara.

A. ROOD,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 239, S.,

A bill to amend chapter 243 of the private and local laws of 1863, entitled an act to incorporate the Tomah and Lake St. Croix Railroad Company, and to repeal and annul a portion of a grant of land heretofore made to the La Crosse and Milwaukee Railroad Company, and the acts amendatory thereof.

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### SENATE MESSAGE CONSIDERED.

On motion of Mr. Vaughn,

The rules were suspended, and

No. 239, S.,

Was read a first and second times, and also read a third time, and concurred in.

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## MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Curtis,

No. 46, A.,

A bill to incorporate the Green Bay Literary Institute,

Was taken from the general file, and

The rules being suspended,

Said bill was read a third time and passed.

On motion of Mr. Vaughn,

No. 108, S.,

A bill to amend chapter 126, general laws of 1869, entitled " an act to authorize certain counties, towns, cities and villages to aid in the construction of the land grant railroad from Portage City and from Doty's Island to Lake Superior,

Was taken from the general file, and

The rules being suspended.

Said bill was read a third time and concurred in

On motion of Mr. Rounds,

No. 403, A ,

A bill to authorize the town of Winneconne, in Winnebago county, to issue bonds to construct a bridge across Wolf river.

Was taken from the General File, and

The rules being suspended,

Said bill was read a third time and passed.

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On motion of Mr. Maxon,

The Assembly adjourned.



FRIDAY FEBRUARY 24th, 1871.

10 o'clock, A. M.

The Assembly met:  
The Speaker in the Chair.  
Prayer by the Rev. Mr. Dodge.

#### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr P. R. Briggs :

Mem. No. 109, A.,

Of J. T. Smith, and other citizens of Juneau county for the establishment of an institution for the education of the idiotic and feeble minded children of Wisconsin-

To committee on Charitable and Benevolent Institutions.

By Mr. Sherman :

Mem. No. 110, A.,

Of H. S. Wooster and 83 other residents along the line of the proposed Rock Prairie Railroad for the passage of the bill incorporating said railroad company.

To committee on Railroads.

By Mr. Hall:

Mem. No. 111, A.,

Of Theodore Prentiss, mayor of the city of Watertown, and 482 others, residents and voters in that part of the city of Watertown which is in Jefferson county, praying that the 5th and 6th wards of said city, situated in Dodge county, may be put in the same Senate and Assembly districts with the rest of said city, and that said city be made one Assembly district.

To committee on Apportionment.

By Mr. Judd :

Mem. No. 112, A.,

For the passage of bill No. 244, A.

To committee on Lumber and Manufactures, with bill No. 244, A.

By Mr. Freeman :

Mem. No. 113, A.,

A remonstrance to the passage of any act removing gate on Milwaukee and Waukesha plank road.

To Milwaukee County Delegation.

By Mr. Freeman :

Mem. No. 114, A.,

Remonstrance of 38 citizens of Milwaukee county to the passage of any law removing any gate on Milwaukee and Waukesha plank road.

To Milwaukee County Delegation.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Oheney :

No. 622, A.,

A bill to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

To committee on Local Legislation.

By Mr. Shorman :

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages.

To committee on Judiciary.

By Mr. Semmann :

No. 624, A.,

A bill to legalize a public highway on town line between the city of Milwaukee and town of Wauwatosa, in Milwaukee county.

On motion of Mr. Semmann,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Arnold :

No. 625, A.,

A bill to incorporate the Winona and Apeo railroad company.

To committee on Railroads.

By Mr. McIntosh :

No. 626, A.,

A bill to require the owners of dams and other obstructions on Duck Creek, to construct slides for the passage of fish.

To committee on Internal Improvements.

By Mr. S. A. White :

No. 627, A.

A bill to empower the president and trustees of the village of Whitewater, to provide security against losses by fire, and to provide for payment therefor, by a tax upon certain property

To Walworth County Delegation.

By Mr. S. A. White :

No. 628, A.,

A bill to incorporate the Esterly Shumway Manufacturing and Construction Company.

To committee on Incorporations.

By Mr. Rounds :

No. 629, A.,

A bill granting additional authority to the board of trustees to improve the streets and highways in the village of Neenah.

To committee on Incorporations.

By Mr. Speaker Smith :

No. 630, A.,

A bill to amend section 6, chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

To committee on Judiciary.

By Mr. Dana :

No. 631, A.,

A bill relating to appeals from county boards of supervisors, and amendatory of section 2, of chapter 148, of the general laws of 1869.

To committee on Town and County Organization.

By Mr. Hall :

No. 632, A.,

A bill to amend sections 43 and 44 of chapter 169 of the revised statutes, entitled of offences against public policy.

To committee on Judiciary.

By Mr. Dana :

No. 633, A.,

A bill to amend chapter 437, local laws of 1868, entitled an act relating to the city of Portage.

On motion of Mr. Dana,

The rules were suspended,

Said bill was read a third time and passed.

On motion of Mr. Dana,  
The vote by which said bill was passed was reconsidered,  
And said bill was referred to a select committee of one—Mr. Dana.

By Mr. Baker :

No. 634, A.,

A bill to authorize and empower the county board of supervisors of Fond du Lac county to pay back to the several towns therein the costs paid by them in contesting the validity of the tax voted by said county in aid of the Sheboygan and Fond du Lac railroad.

To the Fond du Lac county delegation.

By Mr. Curtis :

No. 635, A.,

A bill to incorporate the Fox River Iron Company.

To General File.

By Mr. McIntosh :

No. 636, A.,

A bill to abolish Probate Fees in Outagamie county.

To General File.

By Mr. Maxon :

No. 637, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns and cities, and incorporated villages, in borrowing money, contracting debts, and loaning their credit.

To General File.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled bills have examined the following bills and find them correctly enrolled :

No. 227, A.,

A bill to incorporate the Waterloo Library Dramatic Association.

No. 161, A.,

A bill to amend chapter 128 of the private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc.

No. 214, A.,

A bill to organize the town of Cicero, in Outagamie county.

No. 202, A.,

A bill to authorize the judge of the 8th judicial circuit court for the State of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law.

No. 334, A.,

A bill to prescribe the time for holding the terms of the circuit court for the county of Juneau, in the 7th judicial circuit.

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof."

No. 310, A.,

A bill to amend section 2 of chapter 496 of the private and local laws of 1870, "an act relating to the investment of license moneys in the town of Fredonia, in the county of Ozaukee, in this state.

M. C. No. 4, A.,

Memorial to Congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, in Iowa.

THOS. SANDERSON,

*Chairman.*

The committee on Education, to whom was referred

No. 504, A.,

A bill for the relief of school district No. 6 in the town of Roxberry, Dane county,

Had the same under consideration, report the same back, and recommend its passage.

No. 448, A.,

A bill to incorporate the German-English School Association of Racine,

Report the same back with an amendment and recommend its passage when so amended.

C. C. KUNTZ,

*Chairman.*

The committee on Enrolled Bills reported to His Excellency, the Governor, for his approval the following bills on the 23d inst. :

[ No. 223, A.,

A bill to incorporate the Kewaunee Fire Company in the village and county of Kewaunee, Wisconsin.

No. 192, A.,

A bill to incorporate the Madison Yacht Club.

No. 8, A.,

A bill to incorporate the Trustees of the Milwaukee County Orphan's Board.

No. 240, A.,

A bill to incorporate the St. John the Baptist Benevolent Society of the Valley of Chippewa ("Societe St. Jean Baptiste de Bienfaisance de la Vallie de la Chippewa,")

No. 39 A.,

A bill to amend section 27 of chapter 15, of the revised statutes, entitled "of towns and town officers, powers and duties thereof."

No. 128, A.,

A bill to incorporate the Depere Iron Works,

No. 155, A.,

A bill to incorporate the Oconto Turn Verein.

No. 149, A.,

A bill to incorporate the Western Artificial Stone Manufacturing Company.

M. C. No. 10, A.,

A memorial to Congress for the completion of the harbor improvement of St. Louis river, and petition of the people of Douglas county, Wis., for the same.

No. 178, A.,

A bill fixing the time for holding terms of the circuit court in the tenth judicial circuit.

No. 489, A.,

A bill to extend the time for the collection of taxes in the town of Arlington, Columbia county.

No. 197 A.,

A bill to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

No. 558, A.,

A bill to extend the time for the collection of taxes in the town of La Prairie, county of Rock.

No. 382, A.,

A bill to extend the time for the collection of taxes in the town of Sparta, in Monroe county.

No. 549, A.,

A bill to extend the time for the collection of taxes in the town of Superior, Douglas county.

No. 186, A.,

A bill to provide for making copies of the village plats and additions thereto in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State.

THOMAS SANDERS, N,

*Chairman.*

The committee on the Judiciary, to whom was referred

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's compilation of the general laws of this State for the use of the State,

Have had the same under consideration, and have instructed me to report it back by substitute, with the recommendation that said substitute do pass.

D. HALL,

*Chairman.*

The committee on the Judiciary to whom was referred the following bills, have had the same under consideration, and instructed me report the same back with the following recommendations:

No. 487, A.,

A bill to repeal chapter 200 of the general laws of 1864, entitled an act authorizing garnishee actions in the circuit court,

With the recommendation that said bill be indefinitely postponed.  
No. 570, A.,

A bill to amend section 2 of chapter 39, of the private and local laws of 1866, entitled an act to change the time of holding the circuit court in the 10th judicial circuit, approved Feb. 28, 1866.

With the recommendation that said bill be referred to the delegation representing the tenth judicial circuit,

No. 440, A.,

A bill to amend section 1 of chapter 34 of the general laws of 1870, entitled an act to amend section 18 of chapter 120 of the revised statutes, in relation to claims against railroad companies,

No. 454, A.,

A bill to amend section 12, chapter 158 of the revised statutes, entitled "of liens of mechanics and others."

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court.

No. 491, A.,

A bill to provide for the making and filing of proof of the posting of the notices of tax sales in the county of Trempealeau in the year 1863.

No. 501, A.,

A bill to amend section 1 of chapter 94 of the revised statutes, entitled "of the sale of lands for the payment of debts, by executors, administrators and guardians," and section 1 of chapter 270 of the general laws of 1864, entitled "an act relating to homesteads."

No. 505, A.,

A bill to enable damage in certain cases to be paid by the first ward of the city of Oshkosh.

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 182 of the revised statutes, entitled of issues made, of trial and judgment in civil cases.

No. 516, A.,

A bill to provide for serving notices of trial and filing notices of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

No. 565, A.

A bill to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1869, amending chapter 28."

No. 573, A.,

A bill to legalize the filing of the official oath and bond of B. Bingle, county judge of Marathon county.

No. 575, A.,

A bill to amend section 20, of chapter 99, of the revised statutes, entitled of the administration and distribution of the estates of intestates.

No. 579, A.,

A bill to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin,

Without amendments, and with the recommendation that said bills do pass.

No. 54, S.,

A bill to amend section 20, chapter 141 of the revised statutes, entitled "actions for the recovery of real property,"

No. 132, S.,

A bill to repeal chapter 44, of the general laws of 1869, entitled an act to authorize the taking of depositions in certain cases.

No. 133, S.,

A bill to authorize the city of Manitowoc to borrow money.

No. 139, S.,

A bill to amend chapter 141, general laws of 1858, entitled "an act relating to transcripts of justices' judgments."

No. 146, S.,

A bill to amend section 31, of chapter 134, of the revised statutes, entitled "of executions and proceedings supplementary thereto,"

Without amendments, and with the recommendation that said Senate bills be concurred in.

No. 64, S.,

A bill to amend chapter 113, general laws of 1863, entitled "an act to amend chapter 182 of the revised statutes, entitled "of pardons,"

With amendment, with the recommendation that said bill be concurred in when so amended.

No. 85 A.,

A bill to provide for a tract index in each of the several counties of this state,

Reported back with amendment, without any recommendation.

No. 472, A.,

A bill for the protection of the shores and banks of Lake Michigan, and for punishing offences which endanger persons or property in the neighborhood of said lake,

Reported back without any recommendation.



No. 69, A.,

A bill providing for judgments for want of prosecution,  
With the recommendation by a majority of the committee, that  
said bill be indefinitely postponed.

No. 556, A.,

A bill to authorize justices of the peace in joint school district  
No. 4, of Arlington and Dekorra, in Columbia county, to keep of-  
fices therein.

Also,

Mem. No. 100, A.,

Petition of H. J. Sill and others to authorize justices of the  
peace in joint school district No. 4, of the towns of Arlington and  
Dekorra, in Columbia county, to keep offices therein,

With the recommendation that said bill and memorial be referred  
to the Columbia county delegation.

D. HALL,

*Chairman.*

No. 556 and 570, A., also Mem. No. 100, A.,

Were severally so referred.

## EXECUTIVE MESSAGES.

### STATE OF WISCONSIN,

#### EXECUTIVE DEPARTMENT,

MADISON, Feb. 23, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions orig-  
inating in the Assembly, have severally received the executive sig-  
nature, and have been deposited in the office of the secretary of state:

M. C. No. 5, A.,

Memorial to postmaster-general for increase of mail service on  
mail route number 13,187, from Sextonville to Cazenovia, in Rich-  
land county.

No. 183, A.,

An act for sale of lands in Douglas county for unpaid taxes of  
1869.

No. 76, A.,

An act to amend chapter 813 of the private and local laws of 1869,  
entitled "an act to authorize the use of the money arising from  
the sale of certain swamp and overflowed lands in the county of  
Portage, for drainage purposes."

No. 88, A.,

An act to amend section 8, chapter 302, of the private and local  
(general) laws of 1861, entitled an act to create the municipal court  
of the city and town of Ripon, approved April 15, 1861.

No. 9, A.,

An act to change the name of Alice Marsh to Alice Barber, and make her the heir-at-law of Joel and Julia L. Barber, of Geneva, Walworth county, Wisconsin.

No. 22, A.,

An act to provide for the apportionment of school money in certain cases.

No. 48, A.,

An act to amend section 7, of chapter 27, of the private and local laws of 1868, entitled, an act to incorporate the Boscobel and Crawford county Bridge company.

No. 119, A.,

An act to amend chapter 139 of the general laws of 1867, entitled "an act to reduce the price of swamp and overflowed lands, in certain cases."

No. 208, A.,

An act to change the names of Parthena Newman, Rachel Newman and Samuel H. Newman, and to make them and Lovinia Hoskins the heirs of Jackson Von Vronkin and Jane Von Vronkin.

No. 13, A.,

An act to authorize County Superintendents in certain counties therein named, to issue teachers' certificates to other County Superintendents in said counties.

No. 64, A.,

An act to provide for an abstract of tax sales in the county of Portage.

No. 154, A.,

An act to incorporate the Philalathean Society of Evansville Seminary.

No. 4, A.,

An act to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in the common schools.

No. 71 A.,

An act to amend section 1, chapter 128, general laws of 1867, entitled "an act to prevent minors from playing at billiards, and on bowling alleys, and indulging in intoxicating drinks.

No. 112, A.,

An act to provide for the payment of fees to the witnesses for the defendant, in criminal cases, the same as to the witnesses in behalf of the state.

No. 116, A.,

An act to change the name of James William Dwyer to James William Eckels, and make him the heir-at-law of John Eckels.

No. 307, A.,

An act to extend the time for the collection of taxes in the town of Osceola, Fond du Lac county.

No. 135, A.,

An act to change the name of John and Henry McEldowney to John and Henry Downey.

No. 125 A.,

An act to repeal chapter 64 of the private and local laws of 1870, entitled "an act to appropriate the drainage fund in certain towns in the county of Marathon, for the erection of a bridge across the Wisconsin river at the village of Jenny."

No. 118, A.,

An act to consolidate and amend the laws relating to trespassing on state lands.

No. 81, A.,

An act to amend chapter 160 of the private and local laws of 1869, relating to the charter of the Wisconsin Northern Railroad Company, and chapter 517 of the private and local laws of 1870, amendatory thereof.

No. 47, A.,

An act to define certain powers of the supervisors of the town of Preble in Brown county.

No. 83, A.,

An act to amend section one of chapter 153 of the revised statutes, entitled of liens of mechanics and others.

No. 185, A.,

An act to enable certain counties, towns, cities and incorporated villages to aid the construction of the Sheboygan and Fond du Lac Railroad.

No. 121, A.,

An act to amend chapter 93 of the private and local laws of 1867, entitled "an act to authorize the counties and towns through which the Green Bay and Lake Pepin railroad passes, to aid in its construction."

No. 111, A.,

An act to provide for holding Normal Institutes in the State of Wisconsin, and to appropriate a certain sum of money for the purposes therein named.

No. 196, A.,

An act to ratify, confirm and carry into effect the action of certain cities and towns in aid of the construction of the Madison and Portage railroad, to authorize the making of agreements in relation thereto, the levy of taxes therefor, and restricting the amounts in which other towns may render like aid.

No. 158, A.,

An act to amend chapter 58 of the private and local laws of 1869, entitled "an act to revise, consolidate and amend an act to incorporate the city of La Crosse," approved March 14, 1856, and the several acts amendatory thereof, approved February 19, 1869.

No. 14, A.,

An act to amend chapter 117, of the laws of 1869, entitled "an act to provide for a system of county highways in Brown county, and for the adoption of such system by other counties."

No. 205, A.,

An act to authorize the city of Milwaukee to construct a certain bridge.

M. C. No. 7, A.,  
Memorial in relation to an appropriation by Congress for a harbor at Ahnapee, Wisconsin.

No. 309, A.,

An act to appoint commissioners to lay out and establish a public highway on the line between the counties of Kewaunee and Door, Wisconsin.

No. 352, A.,

An act to extend the time for collecting the taxes in the counties of Oconto and Shawano.

No. 246, A.,

An act to amend chapter 499 of the private and local laws of 1870, entitled an act to incorporate the West Bend Railroad Company.

M. C. No. 9, A.

1. For the renewal of the grants of lands heretofore made by the United States to aid in the construction of a railroad from St. Croix river or lake to the west end of Lake Superior and to Bayfield.

2. For the passage of an act, should said grant not be renewed, authorizing those who have selected homesteads within its limits to select, each 80 acres additional, and providing for the issue by the commissioner of the general land office, to each settler who has paid since the passage of the grant, June 3d, 1856, double the minimum price for lands remaining to the United States within the limits of the grant, a certificate for the excess paid over \$1.25 per acre, such certificate to be receivable in payment of other public lands of the United States subject to entry.

LUCIUS FAIRCHILD.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in the passage of

No. 403, A.,

A bill to authorize the town of Winneconne, in Winnebago county, to issue bonds to construct a bridge across Wolf river.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 238, S.,

A bill to amend section 8, chapter 137, revised, statutes entitled of evidence.

And I am directed to inform you that the Senate has concurred with the Assembly in

No. 599, A.,

A bill to amend chapter 486 private and local laws of 1870, entitled an act to amend and revise the charter of the village of Fort Atkinson, Jefferson county.

And also that the Senate refuses to recede from its amendment to No. 209, A.,

A bill to authorize the Commissioners of School and University Lands to loan the trust funds to school districts for the purpose of building school buildings therein.

I am directed to inform you the Senate has indefinitely postponed No. 832 A.,

A bill to amend an act entitled an act to incorporate the Milwaukee Leidertafel, approved Feb. 20, 1868.

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#### SENATE MESSAGE CONSIDERED.

On motion of Mr. Field,

The Assembly insisted upon its disagreeing vote on the Senate amendment to

No. 209, A.,

And asked for a committee of conference,

And the Speaker appointed as such committee, on the part of the assembly, Messrs. Field, Orton and Smith.

No. 238, S.,

Was read a first and second times, and

Referred to committee on Judiciary.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to present you for signature,

No. 44, S.,

A bill to amend chapter 243 of the private and local laws of the state of Wisconsin, for the year 1863, entitled "an act to incorporate the Tonawanda and Lake St. Croix Railroad Company, and to repeal and amend a portion of a grant of land heretofore made to the La Crosse and Milwaukee railroad company," and the various acts amendatory thereof.

Said bill was signed by the Speaker.

## SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 39, S.,

A bill to amend sections 21 and 38 of chapter 284 of the private and local laws of 1869, entitled an act to incorporate the village of Schleissingerville, in the county of Washington,

Was read the first and second times, and

On motion of Mr. Maxon,

The rules were suspended, and

Said bill was read a third time and concurred in.

The following Senate bills were severally read a third time and referred :

No. 126, S.,

A bill to confer certain powers upon the common council of the city of Hudson.

To General File.

No. 156, S.,

A bill for the relief of the Fond du Lac Co. Agricultural and Mechanical Society.

To Fond du Lac County Delegation.

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nayiaus.

To committee on Incorporations.

No. 165, S.,

A bill to incorporate the Northwestern Printing Company.

To committee on Printing.

No. 166, S.,

A bill to incorporate the Manitowoc Dry Dock Company.

To committee on Incorporations.

No. 95, S.,

A bill to amend chapter 184 of the revised statutes, entitled "of inquests of the dead."

To committee on Judiciary.

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages, and to legalize marriages heretofore solemnized by them.

To committee on Judiciary.

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of Wisconsin.

To committee on Judiciary.

No 168, S.,

A bill to to authorize the State Librarian to exchange supreme court reports for other law books for the use of the State Library.

To committee on State Affairs.

No. 128, S.,

A bill relating to towns and town officers, and amendatory of section 78, chapter 15 revised statutes.

To committee on Town and County Organization.

No. 208, S.,

A bill to authorize the village of Stoughton, in Dane county, to vote a tax to aid in the erection of buildings for the Norwegian American Academy of Stoughton.

To committee on Judiciary.

M. C. No. 2, S.,

Memorial to Congress against the repeal of the tax on incomes.

To committee on State Affairs.

No. 227, S.,

A bill to extend the time for the collection of taxes in the several towns of Wood county, including the city of Grand Rapids,

Was read a first and second times,

And on motion of Mr. Manson,

The rules were suspended, and

Said bill was read a third time and concurred in.

No. 232, S.,

A bill to amend chapter 72, private and local laws of 1858, entitled an act to incorporate the city of Ripon,

Was on motion of Mr. Maxon,

Ordered to be returned to the Senate for correction.

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The Senate amendment to

Jt. Res. 21, A.,

Fixing the time for the final adjournment of the legislature,

Was concurred in.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER:

I am directed to present you for signature,

No. 239, S.,

A bill to amend chapter 243 of the private and local laws of 1863, entitled an act to incorporate the Tomah and Lake St. Croix Railroad Company, and to repeal and amend a portion of a grant of land heretofore made to the La Crosse and Milwaukee Railroad Company, and the acts amendatory thereof.

Said bill was signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has appointed as committee of Conference on the part of the Senate, upon bill

No 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein,

Senators Griswold, Cameron and Schmidt.

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SENATE BILLS ON A THIRD READING.

No. 41, S.,

A bill to amend chapter 273 of the private and local laws of 1870, entitled "an act to revive and amend the act to incorporate the Sugar River Valley Railroad Company."

No. 45 S.

A bill to authorize the appointment of a phonographic reporter or the 7th judicial circuit.

No. 73, S.,

A bill to incorporate the State Line and Union Railroad Company.

No. 85, S.,

A bill to incorporate the Dunleith, La Crosse and St Croix River Shore Railroad Company.

No. 92, S.,

A bill to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereof.

No. 105, S.,

A bill authorizing Warren O. Ellis of the city of Beaver Dam, county of Dodge, and state of Wisconsin, to do and perform certain acts.

No. 115, S.,

A bill to change the name of William Henry Fox and Eugenie Lydia Fox, to William Henry Atkinson, and Eugenie Lydia Atkinson, and make them heirs-at-law of Wm. Atkinson,

M. O No. 15, S.,

Memorial to the Postmaster General for an increase of mail service on the mail route between the city of Manitowoc, in the county of Manitowoc, to the village of Menasha, in the county of Winnebago.

No. 167, S.,

A bill to amend the charter of the city of Kenosha,  
Were severally read a third time and concurred in.



No. 65, S.,

A bill to prepare the additional institution for the insane, at Oshkosh, for the reception of patients,

Was read a third time and concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, Bremner, Chambers, Cheney, Curtis, Dana, Dick, Field, Galagan, Hall, Hammond, Harris, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Jeffers, Judd, King, Kuntz, Marvin, Maxon, McDill, McIntosh, Merriam, Merrill, Meyer, Montgomery, Morgan, Moulton, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Sanderson, Semmann, Semple, Sherman, Smith, Swain, Torgerson, Watts, Weil, J. S. White, S. A. White and Mr. Speaker, Smith—68.

Those voting in the negative were

Messrs. Eastman, Fitzgerald, Fryer, Heimdahl, McDonald, Mihills, Thorn, Trumer and Wagner—9.

Those absent or not voting were

Messrs. Barnes, D. W. Briggs, P. R. Briggs, Chase, Coons, Cousins, Fay, Davis, Freeman, Heye, O. M. Hoyt, Humphrey, Keenan, Knell, Lonergan, Manson, McCormick, More, O. S. Powell, Rankin, Rusch, Samuelson, and Vaughn—23.

No. 35, S.,

A bill to appropriate a sum of money for the expenses of the institute for the education of the deaf and dumb for the year 1871,

Was read a third time, and concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bailey, Baker, Ball, Barnard, Blake, Bowen, Bremner, P. R. Briggs, Cheney, Coons, Curtis, Dana, Davis, Dick, Eastman, Field, Fitzgerald, Freeman, Fryer, Galagan, Hall, Harris, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Jeffers, Judd, Keenan, King, Kuntz, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Montgomery, Moulton, Nichols, Ockler, Otting, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Semmann, Semple, Sherman, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White and Mr. Speaker Smith.—79.

None voting in the negative

Those absent or not voting were

Messrs. Bacon, Barnes, Bate, D. W. Briggs, Chambers, Chase, Cousins, Fay, Hammond, Heye, O. M. Hoyt, Humphrey, Knell, Lonergan, McCormick, Morgan, More, Rankin, Samuelson, Smith and S. A. White—21.

## ASSEMBLY BILLS READY FOR A THIRD READING.

No. 181, A.,

A bill to amend chapter 827 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the towns of Eau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1871,

Were read a third time and passed.

No. 244, A.,

A bill to amend chapter 258 of the private and local laws of 1858, and chapter 352 of the private and local laws of 1866, entitled an act to incorporate the Keshena Improvement Company,

Was read a third time and referred to a select committee of one, Mr. Mihills.

No. 274, A.,

A bill to incorporate the Eau Claire, Alma and Winona Railroad Company.

No. 233, A.,

A bill to incorporate the Bayfield Gas Light Company.

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county.

No. 319, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof, approved March 23, 1865.

No. 843, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 303, A.,

A bill to extend the limits of the village of West Deperre.

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 890, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and piers on the Chippewa river.

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Suamico, in the county of Brown.

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago and Fox river.

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

No. 371, A.,

A bill to authorize the superintendent of public instruction to apportion school moneys to the town of Eagle, Waushara county.

No. 375, A.,

A bill to authorize the Beloit School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit Court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empaneling of petit and grand jury in said county of Burnett.

No. 431, A.,

A bill to legalize the returns of the Adams county and Richland county Agricultural Societies.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee

Were severally read a third time and passed.

No. 50, A.,

A bill to amend chapter 420 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company,

Was read a third time and passed.

No. 24, A.

A bill to regulate the sale of Patent Rights in the State of Wisconsin, and prevent frauds connected therewith.

Mr. Rood, by unanimous consent, offered the following amendment:

"Section 3. This act shall not apply to inventors and patentees lawful residents of this State."

Section 3 to be numbered "Section 4."

Which amendment was adopted and

Said bill as amended, was read a third time and passed.

No. 381, A.,

A bill to authorize the Apple River Log Driving Company to flow certain lands, and to provide for making compensation to the owners thereof,

Was read a third time, and

On motion of Mr. Vaughn,

Was recommitted to the delegations from the Counties of Bayfield and St. Croix.

To

No. 432, A.,

A bill to authorize the treasurer of the town of Highland, county of Iowa, to pay over certain moneys to the overseer of high ways in the village of Highland, county of Iowa,

Mr. Barnard, by unanimous consent, offered the following amendment :

Amend section 1 by adding after the word "statutes," in the 4th line of printed bill, "said money to be expended under the direction of the board of supervisors of said town in repairing and improving the streets of the village."

Which amendment was adopted, and

Said bill, as amended, was read a third time and passed.

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States,

Was read a third time and passed

By the following vote :

Those voting in the affirmative were :

Messrs. Allen, Atwater, Ayers, Bacon, Bailey, Baker, Blake, Bowen, D. W. Briggs, P. R. Briggs, Cousins, Curtis, Dana, Davis, Eastman, Field, Freeman, Galagan, Hall, Harris, Heimdal, Hinkley, Hixon, Holloway, J. W. Hoyt, Jeffers, Judd, Keenan, King, Kunta, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihilla, Morgan, Nichols, Oeding, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Richards, Rood, Rounds, Rusch, Sanderson, Semmann, Semple, Sherman, Swain, Trumer, Vaughn, Wagner, J. S. White, S. A. White and Mr. Speaker, Smith—60.

Those voting in the negative were :

Messrs. Arnold, Ball, Barnard, Bremner, Cheney, Coons, Dick, Fitzgerald, Hammond, Hoskins, Manson, Maxon, Montgomery, Moulton, Ockler, Peterson, Rhodes, Torgerson and Watts—19.

Those absent or not voting, were :

Messrs. Anderson, Barnes, Bate, Chambers, Chase, Fay, Fryer, Hoyer, C. M. Hoyt, Humphrey, Knoll, Loneragan, Marvin, McCormick, More, Rankin, Richter, Samuelson, Smith, Thorn and Weil—21.

## BILLS REPORTED BY COMMITTEE OF THE WHOLE.

No. 48, S.,

A bill to provide for the payment of the sergeant-at-arms of the senate session of 1870, and of the witnesses subpoenaed by him to testify before special railroad committee,

Was ordered to a third reading.

## BILLS REPORTED BY COMMITTEE OF THE WHOLE.

M. C. No. 1, A.,

Memorial to Congress asking for appropriate legislation on the question of civil service, as recommended by the Governor in his message,

The question being on ordering said memorial to engrossment for a third reading,

Mr. Maxon moved to amend said memorial by adding thereto the following :

And also a copy to the President of the United States,

Which was a opted.

Mr. Curtis then moved to amend the memorial as follows :

Amend by inserting after the word "recommended," in the third line, the words "by the President of the United States in his last message to Congress," and insert before the word "message," in the fourth line the word "lost."

Mr. Maxon then moved an amendment to Mr. Curtis' amendment,

Which being read,

Mr. Field moved that the same be rejected.

Pending the consideration of the question of rejection,

Mr. Orton moved to lay the whole subject on the table,

Which motion prevailed

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Baker, Barnard, Blake, Bremner, P. R. Briggs, Cheney, Coons, Dana, Davis, Eastman, Freeman, Fryer, Hammond, Harris, Heimdal, Hinkley, Holloway, J. W. Hoyt, Jeffers, Manson, Marvin, McDonald, McIntosh, Merrill, Mibills, Montgomery, Moulton, Nichols, Orton, Peterson, Rankin, Richards, Richter, Rounds, Sanderson, Semman, Sherman, Swain, Thorn, Torgerson, Trumer and S. A. White—48.

Those voting in the negative were

Messrs. Anderson, Atwater, Bacon, Bailey, Ball, Bate, Bowen, D. W. Briggs, Cousins, Dick, Field, Galagan, Hall, Hixon, Hoskins, Judd, Keenan, King, Kuntz, Maxon, McDill, Merriam, Morgan, Ockler, Oetting, Pease, Pengra, O. S. Powell, R. T.

Powell, Busch, Semple, Vaughn, Wagner, Watts, J. S. White, and Mr. Speaker Smith—36.

Those absent or not voting were

Messrs. Allen, Ayres, Barnes, Chambers, Chase, Curtis, Fay, Fitzgerald, Hoyer, C. M. Hoyt, Humphrey, Knell, Loneragan, McCormick, Meyer, More, Rhodes, Rood, Samuelson, Smith and Weil—21.

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### RESOLUTIONS INTRODUCED.

By Mr. Thorn :

Res. No. 80, A ,

*Resolved*, That Mr. Judd is hereby requested to furnish a copy of his remarks upon the civil service resolutions, that they be spread upon the journal, and that 1,000 extra copies of the journal be printed for the use of the Legislature.

On motion of Mr. Thorn,

The rules were suspended, and

On motion of Mr. Field,

Said resolution was referred

To committee on Legislative Expenditures.

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### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Mihills,

No. 467, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain certain dams across the north branch of Oconto river.

No. 468, A.,

A bill to repeal chapter 596 of the private and local laws of 1867, entitled " an act to prohibit obstructions in Oconto river."

No. 469, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain a dam across Oconto river.

No. 470, A ,

A bill relating to dams on navigable streams in this State,

And

No. 471, A.,

A bill to amend chapter 20 of the general laws of 1852, entitled an act to amend an act to authorize George Lerwick to build and maintain a dam across Oconto river, approved February 16th, 1842,

Were taken from the General File, and

Re-committed to the committee on Internal Improvements.

## LEAVE OF ABSENCE

Was granted to Mr. Humphrey indefinitely, and to Messrs. Smith, Allen, Rood, Swain, Rankin, Weil, Cheeney, Samuelson, Knöell and the Brown county Delegation to Monday evening next.

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On motion of Mr. Thorn,  
The Assembly adjourned to 7 o'clock P. M.

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7 O'CLOCK, P. M.

The Speaker called the Assembly to order.

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The Speaker announced as the select committee on  
No. 616, A.,  
. A bill to provide for the valuation, assessment and collection on  
vessels in the State of Wisconsin.  
Messrs. Bremner, Rhodes, Keenan, Meyer, Eastman, Rankin  
and McCormick.

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## LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. McIntosh :  
Mem. No. 115, A.,  
Of E. C. Goff, W. S. Warren, Theo. Conkey, and 150 others,  
against the passage of No. 212, S.  
To accompany bill No. 212, S.

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## RESOLUTIONS INTRODUCED.

By Mr. McDill:  
Jt. Res. No. 28, A.,  
*Resolved, by the Assembly, the Senate concurring, That the  
chief clerk of the Assembly be, and he is hereby authorized to  
amend the title to bill No. 402, A., (which said bill is now en-  
rolled) so as to read as follows :*

"An act to extend the time for the collection of taxes in Portage county."

Which was adopted.

### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Curtis :

No. 638, A.,

A bill to amend chapter 503 of the private and local laws of 1870, entitled an act to authorize the Green Bay and Lake Pepin Railroad Company to extend their road from the city of Green Bay to the city of Milwaukee.

To committee on Railroads.

By Mr. Orton :

No. 639, A.,

A bill to change the name of Sarah Blake to Minnie Fink, and make her heir-at-law of Alphonso Fink and Amanda Fink.

To committee on Local Legislation.

By Mr. Anderson :

No. 640, A.,

A bill in relation to life insurance companies.

To committee on Insurance.

By Mr. Hall :

No. 641, A.,

A bill to simplify the proceedings of actions for the recovery of real estate.

To committee on Judiciary.

By Mr. Merrill :

No. 642, A.,

A bill to authorize the common council of the city of Janesville to levy and collect a tax of \$4,000 in the year 1871, and place the same to the credit of the school fund.

To committee on Judiciary.

By Mr. Heimdal :

No. 643, A.,

A bill to provide for a set of weights and measures in the several towns of this state.

To committee on State Affairs.

By Mr. Coons :

No. 644, A.,

A bill to incorporate the La Fayette Bridge and Road Company.

To Grant county delegation.



By Mr. Fay :

No. 645, A.,

A bill to amend section 2 of chapter 310, of the private and local laws of 1866, entitled an act to permit the towns of Hudson, Warren, Hammond and Springfield, in St. Croix county, to aid to obtain the right of way for the Tomah and Lake St. Croix railroad through said towns.

To General File.

By Mr. Rankin :

No. 646, A.,

A bill to authorize W. H. Horn and others to build and maintain a pier extending into Lake Michigan.

To committee on Internal Improvements.

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### REPORTS OF STANDING COMMITTEES.

The committee on the Judiciary to whom was referred the following bills, have had the same under consideration and have instructed me to report the same back with the following recommendations :

No. 123, S.,

A bill to repeal section 1, chapter 121, general laws of 1868, entitled an act relative to the compensation of county judges.

No. 119, S.,

~ A bill relating to the fees of deputy clerks of circuit courts, and amendatory of section 1 of chapter 93 of the general laws of 1867, entitled an act to provide for the compensation of deputy clerks of the circuit courts in the several counties of this State,

Without amendments, and with the recommendation said Senate bills be concurred in.

No. 134, S.,

A bill to make Ella Grace Huntley the heir-at-law of George W. Huntley and Sarah D. Huntley,

Reported back without any recommendation.

No. 131, S.,

A bill amendatory of chapter 112, general laws of 1869, entitled an act to provide for the registering of the names of persons who have been admitted to citizenship, or who may hereafter be admitted to become citizens of the United States of America.

No. 591, A.,

A bill relating to the sale of lands for unpaid taxes, and amendatory of chapter 138 of the general laws of 1861,

With recommendation that the further consideration of said bills be indefinitely postponed.

No. 595, A.,

A bill to extend the time for the collection of taxes in Iowa county for the year 1870,

Without amendment, with the recommendation that said bill do pass.

D. HALL,  
*Chairman.*

[ The committee on Incorporations, to whom was referred  
No. 498, A.,

A bill to incorporate the Faulkner Browning Construction Company.

No. 569, A.,

A bill to incorporate the Sheboygan Gas Light Company.

No. 598, A.,

A bill to re-organize the Appleton Cemetery Association.

Have had the same under consideration, and report the same back without amendment, and recommend their passage.

No. 130, S.,

A bill to incorporate the St. Joseph Temperance Society, of Richmond.

No. 144, S.,

A bill to incorporate the Milwaukee Mutual Protective Brewers' Workmen's Association.

No. 145, S.,

A bill to incorporate the Milwaukee Bathing Institution,

And recommend that their passage be concurred in.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville,

And recommend that it be indefinitely postponed.

No. 232, A.,

A bill to amend chapter 56, of the general laws of 1870, entitled  
"an act to provide for the incorporating and government of Fire  
and Inland Navigation Insurance Companies,"

And recommend that said bill be referred to the special committee on Insurance.

No. 428, A.,

A bill to incorporate the North Bay Company.

No. 620, A.,

A bill to revise, consolidate and amend chapter 277 of the private and local laws of 1857, entitled an act to incorporate the village of Waupun and the several acts amendatory thereof,

And report the same back with amendments, and recommend that said bills pass when so amended.

J. C. BAKER,  
*Chairman.*

On motion of Mr. Baker, the rules were suspended, and

The amendment to No. 620, A.,

Was concurred in, and

Said bill was read a third time and passed.

No. 232, A.,

Was so referred.

The committee on Roads, Bridges and Ferries have had under consideration,

No. 553, A.,

A bill to repeal chapter 376 of the private and local laws of the year 1867, "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

No. 550, A.,

A bill to authorize R. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

No. 576, A.,

A bill to authorize the Fort Winnebago and Duck Creek Plank-road Company to substitute gravel and clay in place of plank, on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin,

And recommend their passage.

Recommend the passage of

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Buffalo, in Bayfield county.

They have also had under consideration bill No. 26 S., entitled a bill to authorize the reviewing of the state roads from Lone Rock in Richland county, to Kickapoo Center in Vernon county.

No. 235 A.,

A bill granting to Fred. J. Miller, his associates and assigns and legal representatives, the right to maintain a ferry across the Mississippi river from certain points in Crawford and Vernon counties, to Lansing, in Iowa,

And recommend their indefinite postponement.

P. SEMPLE.

The committee on State Affairs, to whom was referred the following bills and memorial, have had the same under consideration, and respectfully report the same back with the following recommendations:

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park.

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state,

Without amendment, and recommend their passage.

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state, With amendment, with recommendation that it be concurred in.

No. 140, S.,

A bill to amend section 1, chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Waukesha, Walworth, Jefferson, Rock, Green, Dane, La Fayette and Grant.

No. 158, S.,

A bill to authorize the state librarian to exchange supreme court reports for other law books for the use of the state library.

No. 147, S.,

A bill to prevent hunting deer in the county of Dodge, with dogs.

M. C. No. 2, S.,

A memorial to congress against the repeal of the tax on incomes, Without amendment, and recommend that they be concurred in.

W. W. FIELD,

*Chairman.*

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The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 42, A ,

A bill to amend chapter 180 of the general laws of 1868, entitled " an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 285, A.,

A bill to authorize John Eliason to build and maintain a dock and pier in Green Bay.

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of Janesville.

No. 56, A.,

A bill to amend section 1 of chapter 110 of the general laws of 1868, entitled " an act requiring reports from unauthorized banks and bankers."

No. 68, A.,

A bill to incorporate the Milwaukee and North Western Railroad Company.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose.

No. 282, A.,

A bill to consolidate all acts new in force for the government and management of the State Prison, and to amend the same.

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs.

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest.

G. W. KING,

*Chairman.*

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The committee on Assessment and Collection of Taxes, to whom was referred,

[No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menominee, Dunn county,

And report the same back with an amendment, and recommend its passage when so amended.

JEHDEIAH BOWEN,

*Chairman.*

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### REPORTS OF SELECT COMMITTEES.

The Milwaukee City Delegation have had under consideration bill No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee,

And have instructed me to report the same back with the recommendation that it do pass.

D. H. RICHARDS,

*Chairman.*

On motion of Mr. Richter,

The rules were suspended, and

No. 600, A.,

Was read a third time and passed.

---

The select committee to whom was referred

No. 212, S.,

A bill to amend chapter 10, private and local laws of 1871, entitled an act to authorize the city of Appleton to fund its corporate indebtedness, and to limit the amount of its funded indebtedness,

Have had the same under consideration, and respectfully report the same back and recommend that the bill be indefinitely postponed.

O. E. McINTOSH,

*Chairman.*

On motion of Mr. McIntosh,  
The rules were suspended, and  
No. 212, S.,  
Was indefinitely postponed.

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The special committee to whom was referred  
No. 633, A.,  
A bill to amend chapter 437, local laws of 1868, entitled an act  
relating to the city of Portage,  
Has considered the same, and reports the same back with amend-  
ment, and recommends its passage when so amended.  
S. E. DANA,  
*Special Committee.*

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Your committee, the Columbia County Delegation, to whom was  
referred  
No. 556, A.,  
A bill to authorize justices of the peace in joint school district  
No. 4, of the towns of Arlington and Dekorra, in Columbia county,  
to keep offices therein,  
Have had the same under consideration, and recommend that the  
same do pass.  
S. E. DANA,  
*Chairman.*

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Your committee to whom was referred  
No. 244, A.,  
A bill to amend chapter 258 of the private and local laws of  
1868, and chapter 352 of the private and local laws of 1866, enti-  
tled an act to incorporate the Keshena Improvement Company,  
Has had the same under consideration, and respectfully report  
the same back with amendment, and recommend its passage when  
amended.  
U. D. MIHILLS.

On motion of Mr. Mihills,  
The rules were suspended,  
The amendment reported to  
No. 244, A.,  
Above reported,  
Was concurred in, and said bill was read a third time and passed.

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The Conference Committee appointed in the disagreement be-  
tween the two houses upon the Senate amendment to bill

No. 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts for the purpose of building school buildings therein,

Respectfully report that the Senate recede from its amendment, and adopt the following amendment :

Amend section 1, by striking out of the ninth line thereof, the words, "not exceeding in any case three," and insert in lieu thereof, the words, "which together with all the other indebtedness of said district, shall not exceed five,"

W. W. FIELD,

*Chairman on part of Assembly.*

W. M. GRISWOLD,

*Chairman of committee on part of Senate.*

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#### BILLS REPORTED BY COMMITTEE OF THE WHOLE.

No. 177, A.,

A bill to amend an act entitled "an act to incorporate the fire department of the city of Janesville, approved March 5, 1857,"

Was ordered engrossed.

To

No. 357, A.,

A bill to provide for the employment of clerks in the office of the State Superintendent, and appropriating money for the payment thereof,

Mr. Kuntz offered the following amendment :

Add thereto, "Provided, however, that the sum for clerk hire shall not exceed \$1,500."

Mr. Orton moved that said bill be re-committed to committee on Education,

Which motion was lost, and

On motion of Mr. Field,

The further consideration thereof postponed to to-morrow.

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and midwifery,

Was, on motion of Mr. Maxon, postponed to Monday next.

To the amendment reported by the Committee of the Whole to

No. 361, A.,

A bill to further regulate the sale or disposition of intoxicating liquors in towns and villages,

Mr. Maxon offered the following amendment :

Amend by striking out the words "the governor of this state,"

Which was adopted, and

The amendment as amended, was rejected, by the following vote :

Those voting in the affirmative were

Messrs. Anderson, Ball, Barnard, Coons, Dick, Fryer, Hinkley, Hoskins, Hoyer, Keenan, Manson, Maxon, McDonald, McIntosh, Ockler, Otting, Pease, Richter, Busch, Semmann, Thorn, Trumer, Wagner, Watts, and J. S. White—25.

Those voting in the negative were

Messrs. Arnold, Atwater, Bacon, Bailey, Baker, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chase, Cousins, Dana, Davis, Eastman, Fay, Field, Fitzgerald, Galaghan, Hall, Hammond, Harris, Heimdal, Hixon, Holloway, J. W. Hoyt, Jeffers, Judd, King, Kuntz, Marvin, McDill, Merriam, Merrill, Meyer, Mihills, Montgomery, Morgan, Moulton, Nichols, Orton, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rounds, Sanderson, Semple, Sherman, Vaughn, S. A. White and Mr. Speaker Smith—54.

Those absent and not voting were

Messrs. Allen, Ayres, Barnes, Chambers, Cheney, Curtis, Freeman, C. M. Hoyt, Humphrey, Knoll, Louergan, McCormick, More, Rankin, Richards, Rood, Samuelson, Smith, Swain, Torgerson and Weil—21.

The amendment reported to said bill by the committee on State Affairs, was adopted.

Mr. Richter then moved that said bill be indefinitely postponed, Some discussion following.

Mr. Freeman moved the previous question.

Which motion being seconded, and the question being, shall the main question be now put?

The main question was ordered.

By the following vote:

Those voting in the affirmative were

Messrs. Barnard, Blake, Bremner, D. W. Briggs, Coons, Cousins, Dana, Dick, Eastman, Fay, Freeman, Galagan, Hammond, Hinkley, Hoyer, Jeffers, Judd, Keenan, King, Manson, Marvin, McDill, McDonald, McIntosh, Merriam, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Orton, Peterson, R. T. Powell, Rhodes, Richter, Ruch, Sanderson, Semmann, Semple, Sherman, Trumer, Watts, J. S. White and Mr. Speaker Smith—46.

Those voting in the negative were

Messrs. Anderson, Bailey, Baker, Ball, Bowen, P. R. Briggs, Chase, Field, Fitzgerald, Fryer, Harris, Heimdal, Holloway, Hoskins, J. W. Hoyt, Kuntz, Maxon, Merrill, Montgomery, Pease, Pengra, O. S. Powell, Rankin, Richards, Thorn, Vaughn and Wagner—27.

Those absent or not voting were

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Barnes, Bate, Chambers, Cheney, Curtis, Davis, Hall, Hixon, C. M. Hoyt, Humphrey, Knoll, Louergan, McCormick, More, Rood, Rounds, Samuelson, Smith, Swain, Torgerson, Weil and S. A. White—27.



And the question then being on the engrossment of said bill,  
Said bill was ordered engrossed,

By the following vote:

Those who voted in the affirmative were:

Messrs. Atwater, Bacon, Bailey, Baker, Blake, Bowen,  
D. W. Briggs, P. R. Briggs, Chase, Cousins, Dana, Davis,  
Fay, Field, Galagan, Hall, Harris, Hixon, Holloway, J. W.  
Hoyt, Jeffers, Judd, King, Marvin, McDill, Merriam, Merrill,  
Mihilla, Morgan, Moulton, Nichols, Pease, Peterson, O. S. Pow-  
ell, R. T. Powell, Rounds, Sanderson, Semple, Sherman, Vaughn,  
S. A. White and Mr. Speaker Smith—42.

Those voting in the negative were.

Messrs. Anderson, Arnold, Ball, Barnard, Bramter, Coons,  
Dick, Eastman, Fitzgerald, Freeman, Fryer, Hammond, Heimdal,  
Hinkley, Hoskins, Hoye, Keenan, Kunts, Manson, Maxon, McDon-  
ald, McIntosh, Meyer, Montgomery, Ockler, Oetling, Orton,  
Pengra, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson,  
Semmann, Thorn, Trumer, Wagner, Watts and J. S. White—40.

Those absent or not voting were:

Messrs. Allen, Ayres, Barnes, Bate, Chambers, Cheney, Curtis,  
O. M. Hoyt, Humphrey, Knoll, Loneragan, McCormick, More,  
Rood, Smith, Swain, Torgerson and Weil—18.

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and  
to cause a fence around the capitol park to be built,

Was, on motion of Mr. Thorn.

Recommitted to a select committee of five,

And the Speaker appointed as such committee Messrs. Thorn,  
Bate, Sherman, Hall and Pease.

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwau-  
kee and Northern Railway Company.

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, enti-  
tled an act to amend section 2, of chapter 183, of the general laws  
of 1869, entitled an act to repeal chapter 452, of the general laws  
of 1864, entitled of counties and county officers, and to amend sec-  
tion 51, of chapter 13, of the revised statutes, entitled of counties  
and county officers,

Were ordered engrossed.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has concurred with  
the Assembly in

Jt. Res. No. 28, A.,  
Authorizing the chief clerk of the Assembly to amend the title of  
bill No. 402, A.

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### SENATE MESSAGE CONSIDERED.

The title to said bill was amended so as to read as follows :  
No. 402, A.,  
A bill to extend the time for the collection of taxes in Portage  
county.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

#### MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks  
the concurrence of the Assembly in

No. 117, S.,

A bill to amend chapter 49, of the private and local laws of 1866,  
entitled an act to incorporate the village of Black River Falls.

And has amended and concurred in as amended,

No. 898, A.,

A bill to legalize the assessment and levy and equalization of  
taxes in the county of Chippewa, for the year 1870, and to author-  
ize the board of supervisors of said county to remit a part of said  
tax.

No. 117, S., was read first and second times, and

On motion of Mr. King,

The rules were suspended and

Said bill was read a third time and passed.

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### BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. McDonald :

No. 647, A.,

A bill to authorize Wm. Besser to construct and run a steamboat  
on Lake La Belle, in the county of Waukesha.

To Waukesha County Delegation.

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On motion of Mr. Blake,  
The Assembly adjourned.

SATURDAY FEBRUARY 25th, 1871.

10 o'clock, A. M.

The Assembly met.

The Speaker in the Chair.

Prayer by the Rev. Mr. Kampmeyer.

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Mr. Maxon moved that the journal of yesterday, in the action of the Assembly on M. C. No. 1, A., page 529, be corrected so as to show the words of his amendment,

Which motion was agreed to,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Arnold, Baker, Ball, Barnard, Bremner, Coons, Cousins, Dick, Eastman, Field, Fitzgerald, Freeman, Fryer, Hall, Heimdal, Hinkley, Hoskins, Heye, Keenan, Kuntz, Manson, Maxon, McIntosh, Merrill, Meyer, Montgomery, Ockler, Etling, Orton, Pease, Peterson, Rhodes, Richards, Richter, Rounds, Rusch, Semmann, Sherman, Thorn, Trumer, Watts, J. S. White and S. A. White—44.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chase, Dana, Davis, Fay, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Jeffers, Judd, King, Marvin, McDill, Merriam, Mihills, Moulton, Nichols, Pengra, R. T. Powell, Sanderson, Semple and Mr. Speaker, Smith—31.

Those absent or not voting were

Messrs. Allen, Ayres, Barnes, Chambers, Cheney, Curtis, Galagan, O. M. Hoyt, Humphrey, Knoll, Lonergan, McCormick, McDonald, Morgan, More, O. S. Powell, Rankin, Rood, Samuelson, Smith, Swain, Torgerson, Vaughn, Wagner and Weil—25.

The journal, as corrected in that particular, will then read :

Mr. Maxon then moved to amend Mr. Curtis' amendment, by adding thereto the following :

" But which he has in practice disregarded."

Mr. Field moved that Mr. Maxon's amendment be rejected, &c.

## LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. McIntosh :

Mem. No. 111, A.,

Of the common council of the city of Appleton, in relation to the funded debt of said city.

To Select committee of one, Mr. McIntosh.

By Mr. P. R. Briggs :

Mem. No. 117, A.,

Of H. J. Cox and 50 others, for the establishment of a state road on county line between Juneau and Monroe counties, north of Milwaukee and St. Paul railway.

To committee on Roads, Bridges and Ferries.

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BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Etling :

No. 648, A.,

A bill to incorporate the United Cemetery Association of the town of Abbott, in the county of Sheboygan, Wis.

To committee on Incorporations.

By Mr. Montgomery :

No. 649, A.,

A bill to amend section 1 of chapter 95 of the session laws of 1867, entitled of medical societies.

To committee on Medical Societies and Medical Colleges.

By Mr. Peterson :

No. 650, A.,

A bill to change the name of Halver G. Halverson to Halver G. Stordock.

To committee on Local Legislation.

By Mr. Fay :

No. 651, A.,

A bill to lay out a state road from Ashland, in Ashland county, through Ashland, Chippewa and Eau Claire counties to Eau Claire.

To committee on Roads, Bridges and Ferries.

By Mr. Moulton :

No. 652, A.,

A bill for the preservation of game.

To Select committee—Messrs. Moulton, J. W. Hoyt and D. W. Briggs.

By Mr. Arnold :

No. 653, A.,

A bill to authorize the supervisors of the county of Trempealeau to levy a tax for the purposes therein named.

On motion of Mr. Arnold,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Mihills :

No. 654, A.,

A bill to authorize the printing in condensed form of all laws creating the powers and duties of boards of supervisors, as practised in this state.

To committee on Judiciary.

By Mr. Heimdall :

No. 655, A.,

A bill relating to county officers and to repeal section 83 of chapter 18, of the revised statutes.

To committee on Judiciary.

By Mr. Hall :

No. 656, A.,

A bill to amend section 2 of chapter 53 of the general laws of 1869, entitled an act concerning proceedings by garnishment.

To committee on Judiciary.

By Mr. Rounds :

No. 657, A.,

A bill to amend section 6 of chapter 184 of the revised statutes, entitled of executions and proceedings supplementary thereto,

To committee on Judiciary.

By Mr. Rounds :

No. 658, A.,

A bill to amend section 8, of chapter 124, of the revised statutes, entitled of the manner of commencing civil actions.

To committee on Judiciary.

By Mr. Baker :

No. 659, A.,

A bill to appropriate to Semore Wilcox, the sum of two thousand dollars as payment in full for the land upon which the State Prison is located.

To committee on Claims.

By Mr. Orton :

No. 660, A.

A bill to incorporate the State Dental Society.

To committee on Incorporations,

By Mr. Merriam :

No. 661, A.,

A bill to amend section 1 of chapter 105, general laws of 1860, entitled an act to annex certain territory to Geneva school district No. 1.

To Walworth County Delegation.

By Mr. Thorn :

No. 662, A.,

A bill to provide for two municipal courts in the city of Fond du Lac.

To Fond du Lac County Delegation.

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### REPORTS OF STANDING COMMITTEES.

The committee on Roads, Bridges and Ferries have had under consideration

No. 488, A.,

A bill to amend chapter 55, general laws of 1870, entitled an act to amend chapter 19 of the revised statutes, entitled of highways and bridges,

And report the same back with the recommendation that the same do pass.

P. SEMPLE,

*Chairman.*

On motion of Mr. Chase,

The rules were suspended,

And said bill

No. 488, A.,

Above reported,

Was read a third time and passed.

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The committee on Internal Improvements, to whom was re-referred

No. 468, A.,

A bill to repeal chapter 506 of the private and local laws of 1867, entitled "an act to prohibit obstructions in Oconto river."

No. 470, A.,

A bill relating to dams on navigable streams in this State.

No. 471, A.

A bill to amend chapter 20 of the laws of 1852, entitled an act to amend an act to authorize George Lerwick to build and maintain a dam across Oconto river, approved February 16th, 1842,

Have had the same under consideration, and respectfully report them back with the recommendation that they be indefinitely postponed.

G. C. HIXON,

*Chairman.*

The committee on Assessment and Collection of Taxes, to whom were referred

No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of 1869, entitled an act to amend section 6, 15 and 29 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

Respectfully report the same back to the House with an amendment, and recommend its passage when amended.

J. BOWEN,  
*Chairman.*

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The committee on Privileges and Elections, to whom was referred No. 211, A.,

A bill to amend section 56, of chapter 7, of the revised statutes, entitled of elections,

Respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

O. S. POWELL,  
*Chairman.*

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The committee on Education, to whom was referred

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting; also to add new territory to said district,

Have had the same under consideration, report the same back with an amendment, and recommend its passage as amended.

O. C. KUNTZ,  
*Chairman.*

---

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :  
No. 385, A..

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named.

No. 387, A.,

A bill to amend the charter of the village of Randolph.

G. W. KING,  
*Chairman.*

---

On motion of Mr. King,

The rules were suspended, and

Said bills covered by above report, were severally read a third time and passed.

The committee on Agriculture, to whom was referred the following bills, have had the same under consideration, and directed me to report as follows.

No. 529, A.

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

With amendment and recommend its passage when amended.

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk, Barron and Burnett.

With recommendation that said bill be indefinitely postponed.

A. SHERMAN,

*Chairman.*

On motion of Mr. Fay,

No. 546, A.,

Was referred to Select committee consisting of delegation from Bayfield, Polk, Pierce and St. Croix counties.

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The committee on Town and County Organization, to whom was referred

No. 141, S.,

A bill to authorize the board of supervisors of the town of Dunn to change the place for holding the annual town meeting.

Respectfully report the same back to the House, and recommend that it be concurred in.

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau.

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City.

No. 583, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

Have had the same under consideration and respectfully report the same back to the House and recommend that they do pass.

THOS. H. McDILL,

On motion of Mr. J. S. White,

The rules were suspended, and

No. 141, S., was read a third time and concurred in.

---

The committee on Judiciary to whom was referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations:



No. 238, S.,

A bill to amend section 8, chapter 137, revised, statutes entitled of evidence.

With the recommendation that said bill be concurred in.

No. 372, A.,

A bill for the payment of the railroad license money to the towns, cities and incorporated villages which are justly entitled to the same,

Without amendment, with the recommendation that said bill do pass.

D. HALL,

*Chairman.*

On motion of Mr. Hall,

The rules were suspended, and

No. 238, S.,

Was read a third time and concurred in.

---

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 403, A.,

A bill to authorize the town of Winneconne, in Winnebago county, to issue bonds to construct a bridge across Wolf river,

THOS SANDERSON,

*Chairman.*

And said bill was signed by the Speaker.

---

#### REPORTS OF SELECT COMMITTEES.

The Select committee to whom was referred

No. 324, A.,

A bill to confer civil and criminal jurisdiction on the county court of Chippewa county,

Respectfully reports the same back with the recommendation that the same be indefinitely postponed

J. A. BATE,

Member from Chippewa county.

---

The Milwaukee City Delegation, to whom was referred

No. 337, A.,

A bill to extend the time in which the commissioners of public works in the city of Milwaukee may make return of their assessment of damages and benefits in laying out and extending Doty st., in the first ward, and Sycamore street, in the fourth ward, of said city, the payment of damages for such extension, and the levy of such taxes as are authorized by law for these purposes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

D. H. RICHARDS,

*Chairman.*

On motion of Mr. J. S. White,  
The rules were suspended, and  
No. 837, A.,  
Was read a third time and passed.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in the passage of

No. 554, A.,

A bill to extend the time for the collection of taxes in Eau Claire county for the year 1870,

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes,

No. 195 A.,

A bill to amend section 3, chapter 138, of the general laws of 1870, entitled "an act for the destruction of Lynxes, Wolves, and Wild Cats."

No. 254, A.,

A bill to incorporate the village of Shawano,

No. 484, A.,

A bill to extend the time for the collection of taxes in the town of Oakdale, in the county of Monroe,

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 409, A.,

A bill to authorize Julian Albrecht and others to build and maintain a pier extending into the waters of Green Bay.

And I am directed to inform you that the Senate has indefinitely postponed

No. 498, A.,

A bill to provide for the payment of school moneys to the towns therein named.

And also that the Senate has amended and concurred\* in as amended,

No. 104 A.,

A bill to incorporate the Union church association in the town of Wiota, Lafayette county.

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SENATE MESSAGE CONSIDERED.

The Senate amendment to

No. 104, A.,

Was concurred in.

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MESSAGE FROM THE ASSEMBLY.

By E. W. Young, Chief Clerk thereof.

Mr. President:

I am directed to inform you that the Senate has, by unanimous consent, recalled from the Governor bill

No. 42, S.,

A bill to consolidate and amend the act to incorporate the city of Beaver Dam, and the several acts amendatory thereof,

And has amended the same, and asks the unanimous concurrence of the Assembly in said amendments.

And has concurred with the amendments of the Assembly to

No. 41, S.,

A bill to amend chapter 273 of the private and local laws of 1870, entitled "an act to revive and amend the act to incorporate the Sugar River Valley Railroad Company."

No. 45, S.,

A bill to authorize the appointment of phonographic reporters for the 7th judicial circuit,

No. 73, S.,

A bill to incorporate the State Line and Union Railroad Company.

And has concurred with the Assembly in the passage of

No. 193, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass in Waupaca county.

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Frederick Stahl.

No. 411, A.,

A bill to change the name of William Sabine to William Bishop, and to make him the heir-at-law of Thomas W. and Joanna H. Bishop.

No. 269, A.,

A bill relating to, and amendatory of, section 6, of chapter 160 of the general laws of 1859, entitled an act to prescribe and limit the rate of interest.

No. 347, A.,

A bill to change the name of district No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

No. 308, A.,

A bill to change the name of Amund Kjøstolson, of Waupun, to Amund Kjøstolson Dahl.

No. 275, A.,

A bill to amend section 9, of chapter 27, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Business College."

No. 278 A.,

A bill to extend the time for the selling of lands in the county of Kenosha for the non-payment of taxes.

No. 348, A.,

A bill to amend section 1, of chapter 77, of the general laws of 1868, entitled "an act to provide for the incorporation of Bible and Literary Societies."

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White, and make him the heir-at-law of Noah and Elisabeth White of Mount Pleasant, Green county, Wisconsin.

No. 248, A.,

A bill to amend chapter 19 of the general laws of 1870, entitled an act to regulate the running of railroad trains in certain cases.

No. 547, A.,

A bill to vacate certain streets in the village of Taycheedah, in the county of Fond du Lac.

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad,

No. 187, A.,

A bill to authorize the Sheboygan and Fond du Lac railroad company to extend its line of road to the Mississippi river, to increase its capital stock, and change its corporate name.

No. 138, A.,

A bill to incorporate the Green Bay and Superior Railroad company.

No. 11, A.,

A bill to authorize the Portage, Winnebago and Superior railroad company to extend its road west from Superior.

No. 811, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys and apportion the same to district No. 6.

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 545, A.,

A bill to authorize and require the clerk of the board supervisors of the county of St. Croix, to keep up and maintain an abstract of tax sales.

No. 265, A.,

A bill to amend section 20, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 243, A.,

A bill to incorporate Lake Geneva Seminary.

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionaries.

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Portland, in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua, in the county of Vernon.

No. 486, A.,

A bill to legalize the official acts of the officers of the school board of school district No. 3, in the town of Marshall, in Richland county, for the school year ending September 30, 1870, and to authorize them to pay their teacher.

And has amended and concurred in as amended,

No. 541, A.,

A bill to extend the time for the collection of taxes in the town Gratiot, in LaFayette county, Wisconsin.

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owen Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee.

And has passed and asks the concurrence of the Assembly in

No. 255, S.,

A bill to extend the time for the collection of taxes in the town of Oregon, Dane county.

No. 192, S.,

A bill to incorporate the singing section of the Freie Gemeinde of the city of Milwaukee.

No. 204, S.,

A bill to amend section 4, chapter 422, private and local laws 1870, entitled an act to establish a ferry across lake St. Croix.

No. 185, S.,

A bill to incorporate the Wisconsin Hail Insurance Company.

No. 169, S.,

A bill to authorize town supervisors to construct drains in certain cases.

No. 107, S.

A bill to organize a State board of charities and reforms,

And has corrected and asks concurrence in

No. 232, S.,

A bill to amend chapter 72, private and local laws of 1858, entitled an act to incorporate the city of Ripon,

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has adopted the report of the committee of Conference on

No. 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein.

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### SENATE MESSAGE CONSIDERED.

The Senate amendment to

No. 42, S.,

Was unanimously concurred in, and

The Assembly concurred with the Senate in the report of the committee of conference on

No. 209, A.

The Senate amendments to

Nos. 297 and 541, A.,

Were severally concurred in.

The following Senate bills were severally read a first and second time and referred,

No. 107, S.,

To committee on Claims.

No. 169, S.,

To committee on Agriculture.

No. 185, S.,

To committee on Insurance.

No. 192, S.,  
To committee on Incorporations.  
No. 204, S.,  
To committee on Roads, Bridges and Ferries.  
No. 232, S.,  
Was read a first and second times, and  
On motion of Mr. Bowen,  
The rules were suspended, and  
Said bill was read a third time and concurred in.  
No. 255, S.,  
Was read first and second times, and  
On motion of Mr. Anderson,  
The rules were suspended, and  
Said bill was read a third time and concurred in.

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#### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Fay  
No. 126, S.,  
A bill to confer certain powers upon the common council of  
the city of Hudson.  
And  
No. 544, A.,  
A bill to authorize the city and town of Hudson to issue bonds,  
Were taken from the General File, and  
The rules being suspended thereon,  
The amendments reported by the committee on Railroads to  
No. 544, A.,  
Were adopted, and  
Said bills were severally read a third time and concurred in and  
passed.

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On motion of Mr. Field,  
The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the General File of Bills,  
Mr. Field in the chair.  
After some time spent therein, the committee rose, and through  
their chairman reported as follows :

#### MR. SPEAKER:

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows :

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company,  
With amendment.

No. 342, A.,

A bill to change the name of Franklin Eunsen to Franklin Mon-  
teigue Allen, and make him the heir-at-law of James M. Allen and  
Eliza S. Allen.

No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn  
county,

Without amendment.

No. 314, A.,

A bill concerning the jurisdiction of municipal courts within this  
state

No. 401, A.,

A bill in relation to the collection of taxes,

With amendment.

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Os-  
ceola Mills, Polk county, Wis.,

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869,  
entitled an act to incorporate the Bayfield and St. Croix Railway  
Company,

No. 455, A.,

A bill to incorporate the Superior Railway Company.

No. 460, A.,

A bill to amend chapter 50 of the private and local laws of 1855,  
entitled an act supplementary to an act to incorporate the Milwau-  
kee Mechanics' Mutual Insurance Company, approved February  
18th, 1852.

No. 476, A.,

A bill to amend section 2, chapter 326, of the private and local  
laws of 1870, approved March 15th, 1870, entitled an act to in-  
corporate the Superior and St. Croix Railroad Company,

Without amendment.

No. 482, A.,

A bill to authorize certain towns and villages to aid in the con-  
struction of railroads,

With amendment.

No. 485, A.,

A bill to incorporate the Sparta and Neilsville Railroad Company.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a  
portion of their grounds to the town of Mt. Pleasant, in the county  
of Racine, for highway purposes,

Without amendment.



No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

No. 507, A.,

A bill to establish Lumber District No. 10, in the State of Wisconsin.

With amendment.

No. 508, A.,

A bill to change the name of Charles Rausier to James Patterson,  
Without amendment.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunlieth, La Crosse and St. Croix River Shore Railroad passes to aid in its construction,

With amendment.

No. 519, A.,

A bill to encourage the manufacture of iron in this state.

Without amendment.

No. 523, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company.

With amendment.

No. 527, A.,

A bill to incorporate the White River Dam Log Driving Company.

No. 532, A.,

A bill to repeal chapter 32 of the private and local laws of 1859 of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof,

Without amendment.

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Mr. S. A. White moved that when the Assembly adjourn it be to 7 o'clock P. M. on Monday,

Which motion prevailed.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendments reported to

Nos. 401, 482, 500, 507, 518 and 523, A.,

Were severally concurred in, and said bills were severally ordered engrossed.

Nos. 283, 451, 452, 455, 460, 476, 485, 494, 508, 527, 532 and 542, A.,

Were severally ordered engrossed.

No. 519, A., was

On motion of Mr. Wagner, recommitted  
To committee on Mining and Smelting.

No. 314, A., was on motion of Mr. Bowen, recommitted,  
To Fond du Lac County Delegation,

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On motion of Mr Hixon,  
The Assembly adjourned.

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MONDAY, FEBRUARY 27, 1871,

7 o'clock, P. M.

The Assembly met.  
The Speaker in the Chair.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

By Mr. Sherman :

Mem. No. 118, A.,

Of 200 residents along the line of the proposed Rock Prairie  
Railroad, for the passage of the bill incorporating said railroad.

To committee on Railroads,

With bill on same subject.

By Mr. Jeffers :

Mem. No. 119, A.,

Of Ames F. Abbott and 62 others, for an Institution for the Idi-  
otic Children of the State.

To committee on Charitable and Benevolent Institutions.

By Mr. Wagner :

Mem. No. 120, A.,

Petition for drainage.

To committee on Agriculture.

## RESOLUTIONS INTRODUCED.

By Mr. Field :

Jt. Res. No. 24, A ,

*Resolved, by the Assembly, the Senate concurring,* That all bills now before either branch of the Legislature relative to loaning the school funds to school districts, be placed in the office of the Secretary of State by the Chief Clerk of the House in which such bills are now pending, that the loan may be made to such districts as are specified in such bills, in accordance with the provisions of the general law.

On motion of Mr Field,

The rules were suspended, and

Said resolution was adopted.

## RESOLUTIONS CONSIDERED.

Res. No. 6, A.

Changing the hour of the daily meeting of the Assembly,

Introduced by Mr. Bailey on the 13th of January, on the 16th postponed for six weeks.

Mr. Field moved to amend said resolution by substituting " 9 1-2 o'clock A. M." for " 9 o'clock A. M.," where those words occur in said resolution.

Pending the consideration of said proposed amendment,

On motion of Mr. Pease,

Said resolution was tabled.

## BILLS INTRODUCED.

*Read first and second times and referred.*

By Mr. Fay :

Mem. C. No. 13, A.,

Memorial to congress to remove the duties now imposed upon the importation of tea and coffee.

To committee on Federal Relations.

By Mr. Blake :

Mem C. No. 14, A.,

A memorial for building a post office and custom house at Racine, Wisconsin.

To Committee on Federal Relations.

By Mr. J. S. White :

No. 668, A.,

A bill to amend section 10 of chapter 77. general laws of 1866, entitled an act for the regulation of trade in certain cases.

To committee on State Affairs.

By Mr. J. S. White:

No. 664, A.,

A bill to amend section 5 of chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Walworth, Jefferson, Rock, Green, Dane, LaFayette and Grant.

To committee on State Affairs.

By Mr. Smith :

No. 665, A.,

A bill to amend section 3 of chapter 177, private and local laws of 1870, entitled an act to incorporate Plymouth Lyceum.

To committee on Incorporations.

By Mr. J. S. White :

No. 666, A.,

A bill to amend section 2 of chapter 115, general laws of 1869, entitled an act relative to the courts of the county of Milwaukee.

To Milwaukee Delegation.

By Mr. J. S. White :

No. 667, A.,

A bill to provide for an alphabetical index of deeds and mortgages.

To committee on Town and County Organization.

By Mr. Orton :

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin.

To select committee on Insurance.

By Mr. Eastman :

No. 669, A.,

A bill to lay out a State road from St. Cloud, in Fond du Lac county, to the north line of Fond du Lac county.

To committee on Roads, Bridges and Ferries.

By Mr. J. S. White :

No. 670 A.,

A bill relating to public schools in the city of Milwaukee.

To Milwaukee delegation.

By Mr. Freeman ;

No. 671, A.,

A bill to incorporate the Phoenix Company.

To committee on Incorporations.

By Mr. O. S. Powell :

No. 672, A.,

A bill to incorporate the Prescott River Falls and Northern Railroad Company.

To committee on Railroads.

By Mr. Manson :

No. 673, A.,

A bill to incorporate the Mill Creek Improvement and Log Driving Company.

To committee on Lumber and Manufacture.

By Mr. Watts :

No. 674, A.,

A bill in relation to highways crossed by railroad tracks.

To committee on Railroads.

By Mr. Barnes :

No. 675, A.,

A bill to amend the 20th sub-division of section 22 of chapter 326 of the general laws of 1865, entitled an act to incorporate the village of Darlington, approved April 7, 1865.

To committee on Incorporations.

By Mr. J. S. White ;

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of Police of the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Field :

No. 677, A.,

A bill to incorporate the Wisconsin Central Insurance Company.

To select committee on Insurance.

By Mr. Field :

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and levy a tax and issue town orders therefor.

To Grant County Delegation.

By Mr. Hammond :

No. 679, A.,

A bill to alter the boundaries of school district No. 4 in the town of Beloit, joint school district No. 1, in the towns of Beloit and Turtle, and the Beloit school district.

To committee on Education.

By Mr. Hammond :

No. 680 A.,

A bill to provide for an uniform system of text books to be used in the several branches taught in the common schools in each school district of the state.

To committee on Education.

By Mr. Judd :

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago.

To committee on Town and County Organizations.

By Mr. P. R. Briggs :

No. 682, A.,

A bill to amend section 10 of chapter 176, private and local laws of 1860, entitled an act to incorporate the village of Mauston.

To committee on Incorporations.

By Mr. Pease :

No. 683, A.,

A bill to repeal section 4, of chapter 27, of the general laws of 1871, an act entitled an act to amend chapter 130 of the general laws of 1868, an act entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

The committee on Assessments and Collection of Taxes.

By Mr. Keenan :

No. 684, A.,

A bill to repeal chapter 311, private and local laws of 1862, entitled an act to fix the salary of the clerk of the circuit and county courts of the county of Milwaukee.

To committee on Judiciary.

By Mr. Coons :

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same.

To Grant County Delegation.

By Mr. Weil :

No. 686, A.,

A bill to incorporate the Newbourg German Reading Society, Newbourg, Washington county, Wisconsin.

To committee on Education.

By Mr. Pease :

No. 687, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

To committee on Assessment and Collection of Taxes.

By Mr. Kunta :

No. 688, A.,

A bill to provide compensation for opening the present session and for indexing and completing the transcribing of the journal of the Senate and Assembly.

To committee on Claims,  
And not printed.

By Mr. Coons :

No. 689, A.,

A bill in relation to insurance companies organized in this State by special charters granted for that purpose, or under general laws.  
To select committee on Insurance.

By Mr. Kuntz :

No. 690, A.,

A bill to repeal chapter 64 of the general laws of 1867, entitled an act to amend sections 25 and 36 of the revised statutes, entitled of highways and bridges.

To committee on Roads, Bridges and Ferries.

By Mr. Thorn :

No. 691, A.,

A bill to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

To committee on Judiciary.

By Mr. Thorn :

No. 692, A.,

A bill to appropriate to Robert A. Baker five hundred dollars and interest thereon from February 1, 1866.

To committee on Claims.

By Mr. King :

No. 693, A.,

A bill to amend sections 16 and 27 of chapter 130 general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

To committee on Assessment and Collection of Taxes.

By Mr. Rood :

No. 694, A.,

A bill for the relief of the Adams County Agricultural and Mechanical Association.

To committee on Agriculture.

By Mr. Richards ;

No. 695, A.,

A bill to distribute the expenses of opening and extending certain streets in the first ward in the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Rood :

No. 696, A.,

A bill to provide for the advertising and sale of lands for unpaid taxes in the county of Adams.

To committee on Judiciary.

By Mr. Sherman :

No. 697, A.,

A bill to authorize the board of supervisors of Rock county to appoint a jailor, define his powers, prescribe his duties, and to relieve the sheriff of Rock county of certain duties.

To Rock County Delegation,

And not printed.

By Mr. Bate :

No. 698, A.,

A bill to authorize a dam to be erected and maintained across Oconto river.

To committee on Internal Improvements.

By Mr. Bate :

No. 699, A.,

A bill to authorize Anson Eldred, his associates, heir and assigns to maintain certain dams across the north branch of Oconto river.

To committee on Roads, Bridges and Ferries.

By Mr. Merrill :

No. 700, A.,

A bill to promote the construction of horse railways in the city of Janesville.

To committee on Railroads.

By Mr. Merrill :

No. 701, A.,

A bill to amend chapter 474 of the private and local laws of 1866, entitled an act to reduce an act incorporating the city of Janesville, and the acts amendatory thereof, into one act, and to amend the same.

To committee on Judiciary.

By Mr. Bate :

No. 702, A.,

A bill to amend chapter 20 of the laws of 1852, entitled an act to amend an act to authorize George Leverick to build and maintain a dam across Oconto river, approved February 16, 1852.

To committee on Lumber and Manufactures.

By Mr. Bate :

No. 703, A.,

A bill authorizing the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in certain counties, in a newspaper printed in the German language.

To committee on Printing.

By Mr. Bate :

No. 704, A.,

A bill to amend chapter 506 of the private and local laws of 1867, entitled an act to prohibit obstructions in the Oconto river.

To committee on Lumber and Manufactures.



By Mr. Bate :

No. 705, A.

A bill to provide for the expenditure of the drainage fund in the town of Red Cedar, Dunn county.

To committee on Swamp and Overflowed Lands.

By Mr. Bate :

No. 706, A.,

A bill to repeal chapter 82 of the private and local laws of 1867, entitled an act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river at Chippewa Falls.

To committee on Incorporations.

By Mr. Orton :

No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein named.

To committee on Claims.

By Mr. Bate :

No. 708, A.,

A bill to attach certain territory to the towns of Eagle Point and Wheaton, in Chippewa county.

To committee on Town and County Organization.

By Mr. Bate :

No. 709 A.,

A bill to define the duties of the lumber inspectors of districts Nos. 3, 6, 7 and 9.

To committee on Lumber and Manufactures.

By Mr. Rounds :

No. 710, A.,

A bill to authorize the supervisors of the town of Neenah in the county of Winnebago, to amend their proceedings in the award of damages in laying out a certain highway.

To committee on Town and County Organization.

By Mr. Rounds :

No. 711, A.,

A bill to legalize the laying and locating a certain highway in the county of Winnebago.

To committee on Roads, Bridges and Ferries.

By Mr. Arnold :

No. 712, A.,

A bill to authorize the county board of supervisors of the county of Trempealeau to fix the salary of the county superintendent of schools.

To committee on Education.

By Mr. King :

No. 718, A.,

A bill to incorporate the Neilsville and Humbird Railroad Company.

To committee on Railroads.

By Mr. Kuntz :

No. 714, A.,

A bill to authorize counties to establish and maintain high schools and to appropriate money for the purpose of giving State aid to such institutions.

To committee on Education,

And not printed.

By Mr. Hall :

No. 715, A.,

A bill in relation to the preservation and use of testimony.

To committee on Judiciary.

By Mr. Orton :

No. 716, A.,

A bill to define and punish the offense of embezzlement.

To committee on Judiciary.

By Mr. Arnold :

No. 717, A.,

A bill in relation to taxes on certain real estate in Trempealeau county.

To committee on State Affairs.

By Mr. Freeman :

No. 718, A.,

A bill in relation to the terms of office of the city officers of the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Barnard :

No. 719, A.,

A bill to amend section 1, of chapter 141, of the general laws of 1868, entitled an act to provide for the taxation of telegraph companies, and to repeal chapter 160 of the general laws of 1867, entitled an act to provide for the taxation of telegraph companies.

To committee on State Affairs.

By Mr. Hall :

No. 720, A.,

A bill to protect hotel keepers against fraud.

To committee on Judiciary.

By Mr. Freeman :

No. 721, A.,

A bill in relation to the Fire Department of the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. D. W. Briggs :

No. 722, A.,

A bill in relation to the collection of county taxes.

To committee on Assessment and Collection of Taxes.

By Mr. Nichols :

No. 723, A.,

A bill to authorize the village of Markesan to vote aid to railroads:

To Green Lake County Delegation, and ordered not printed.

By Mr. S. A. White ;

No. 724 A.,

A bill to incorporate the Fox River and State Line Railroad Company.

To committee on Railroads.

By Mr. Merriam :

No. 725, A.,

A bill to temporarily exempt railroads hereafter built from taxation.

To committee on State Affairs.

By Mr. McDill :

No. 726, A.,

A bill to authorize the city of Stevens Point to aid in the construction of a normal school building in said city.

To committee on Education.

By Mr. Richter :

No. 727, A.,

A bill to authorize and require the common council of the city of Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

To Milwaukee City Delegation.

By Mr. Bate :

No. 728, A.,

A bill to amend chapter 92 of the general laws of 1870, entitled "an act to provide for the protection from trespasses of the lands granted by Congress to the state of Wisconsin to aid in the construction of the Sturgeon Bay ship canal," approved March, 16, 1870.

To committee on School and University Lands.

By Mr. Rounds :

No. 729, A.,

A bill to amend an act, entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10, 1869.

To committee on Judiciary.

By Mr. J. S. White -

No. 780 A.,

A bill to amend an act entitled an act to amend section 110 of the general laws of 1868, entitled an act requiring reports from un-organized banks and bankers.

To committee on Banks and Banking.

By Mr. Kuntz :

No. 781, A.,

A bill to provide for an appropriation to the State University for improving and increasing its library.

To committee on Education.

By Mr. Hoyer :

No. 782, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named.

To Milwaukee City Delegation.

By Mr. Curtis :

No. 783, A.,

A bill to amend the act to incorporate the Borough of Fort Howard, and the acts amendatory thereto, approved October 13, 1856.

To Brown County Delegation.

And not printed.

By Mr. Curtis :

No. 784, A.,

A bill to incorporate the Fort Howard and Shawano Turnpike Company.

To Brown County Delegation.

And not printed.

By Mr. Curtis :

No. 785, A.,

A bill to authorize the Commissioners of the School and University Lands to sell certain logs and timber.

To committee on School and University Lands.

By Mr. Curtis :

No. 786, A.,

A bill to constitute an heir-at-law to Albert G. E. Holmes and wife.

To General File.

By Mr. Curtis .

No. 787, A.,

A bill to amend chapter 121, of the general laws of 1868, entitled an act relative to the compensation of County Judges.

To committee on Judiciary.

**By Mr. Curtis :**

No. 738, A.,

A bill relating to elections, and amendatory of section 23 of chapter 7 of the revised statutes, entitled of general and special elections.

To select committee of one—Mr. Curtis,  
And not printed.

**By Mr. Curtis :**

No. 739, A.,

A bill to amend chapter 7 of the revised statutes, entitled of general and special elections, of the manner of conducting the same and of the canvass.

To select committee of one—Mr. Curtis,  
And not printed.

**By Mr. Curtis :**

No. 740, A.,

A bill to provide for a state road from Green Bay to Ahnapee and for a grant of drainage lands to aid in its construction.

To select committee consisting of the delegation from Brown and Kewaunee counties.  
Not printed.

**By Mr. Pease :**

No. 741, A.,

A bill to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.

To select committee on Fox and Wisconsin Improvement consisting of Messrs. Pease, Kuntz and Curtis.

**By Mr. Blake :**

No. 742, A.,

A bill to incorporate a horse railway company in the city of Racine.

To select committee of one, Mr. Blake. Not printed.

**By Mr. Speaker :**

No. 743, A.,

A bill to amend section 3 of chapter 102 of the general laws of 1868, entitled an act to encourage the planting and growth of trees, and for the protection thereof.

To committee on Agriculture.

**By Mr. Marvin :**

No. 744, A.,

A bill to extend the time for the collection of taxes in the town of Randolph, Columbia county.

On motion of Mr. Marvin,

The rules were suspended, and

Said bill was read a third time and passed.

35—A.

By Mr. Dana :

No. 745, A.,

A bill to extend the time for the payment of taxes in the town of Dekorra, Columbia county.

On motion of Mr. Dana,

The rules were suspended, and

Said bill was read a third time and passed.

By Mr. Dana :

No. 746, A.,

A bill to amend sections 12 and 16 of chapter 299 of the private and local laws of 1855, so far as they relate to the charter of the Madison and Portage Railroad Company, to increase its powers and to ratify certain proceedings of the directors of said company, and to extend the line of its road, and to authorize certain counties, towns, cities and incorporated villages to aid in the construction thereof.

To committee on Railroads.

By Mr. Dana :

No. 747, A.,

A bill relating to the Wisconsin Central Railroad Company, and amendatory of section 1, chapter 27, of the private and local laws of 1871.

To committee on Railroads.

By Mr. Dana :

No. 748, A.

A bill to amend chapter 149, of the private and local laws of 1862, relating to publishing the notice of tax sales and the delinquent list in the county of Columbia, Wisconsin.

To the Columbia County Delegation.

By Mr. Blake :

No. 749, A.,

A bill to amend an act, entitled an act to amend and consolidate an act to incorporate the city of Racine, approved August 8, 1848, and the several amendatory acts thereof, approved March 22, 1866, and the several amendatory acts thereof.

To committee on Incorporations.

By Mr. Montgomery :

No. 750, A.,

A bill to legalize the acts of the board of review of the town of Hancock, Waushara county.

To select committee of one, Mr. Montgomery.

By Mr. Curtis :

No. 751, A.,

A bill to annex a portion of the town of Red River, in Kewaunee county, to the town of Union, in Door county.

To Select committee of delegation from Brown and Kewaunee counties. Not printed.

By Mr. Hall:

No. 752, A.,

A bill to enable the town and village of Waterloo to settle its railroad debts.

To committee on Judiciary. Not printed.

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### REPORT OF STANDING COMMITTEES.

The committee on Lumber and Manufactures, to whom was referred

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company,

Respectfully report the testimony taken before the committee, that was ordered to be printed for the use of the Assembly by resolution No. 22, A., and recommend that it be spread upon the journal.

G. W. KING,

*Chairman.*

The recommendation of said committee was concurred in.

[See Appendix.]

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 392, A.,

A bill to amend chapter 267 of the private and local laws of 1858, entitled "an act to incorporate the city of Stevens Point, and to repeal section 2 of chapter 123 of the private and local laws of 1859, entitled 'an act to amend an act entitled an act to incorporate the city of Stevens Point.'"

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association.

No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

No. 324, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled "an act to incorporate the Penoka and St. Croix Railroad Company."

No. 408, A.

A bill to incorporate the Madison Driving Park Association.

No. 497, A.,

A bill to incorporate the Craig Mining Company.

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company,

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Broadhead, Green county,

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 346, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

No. 531, A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, an act entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 432, A.,

A bill to authorize the treasurer of the town of Highland, county of Iowa, to pay over certain moneys to the overseers of highways in the village of Highland, county of Iowa.

No. 24 A.,

A bill to regulate the sale of ~~agent~~ rights in the state of Wisconsin, and prevent frauds connected therewith.

Jt. Res. No. 20, A.,

Joint resolution to amend section 3 of article 11, of the constitution of this state.

No. 177, A.,

A bill to amend an act entitled an act to incorporate the Fire Department of the city of Janesville, approved March 5, 1857,

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 13, of the revised statutes, entitled of counties and county officers,

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company.



No. 460, A.,

A bill to amend chapter 80 of the private and local laws of the year 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company, approved February 18, 1852.

No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn county.

No. 401, A.,

A bill in relation to the collection of taxes.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mount Pleasant, in the county of Racine, for highway purposes.

No. 507, A.,

A bill to establish lumber district No. 10, in the State of Wisconsin.

No. 476, A.,

A bill to amend section 2 of chapter 326 of the private and local laws of 1870, approved March 15, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

No. 508, A.,

A bill to change the name of Charles Ransier to James Patterson.

No. 244, A.,

A bill to amend chapter 258 of the private and local laws of 1868, and chapter 352 of the private and local laws of 1866, entitled an act to incorporate the Keshena Improvement Company,

No. 482, A.,

A bill to authorize certain towns and villages to aid in the construction of railroads.

No. 374, A.,

A bill to incorporate the Phillips-Colby Manufacturing and Construction Company,

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

No. 535, A.,

A bill to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad,

No. 287, A.,

A bill to authorize the clerk of the board of supervisors of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county,

No. 328, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northwestern Railway Company.

No. 414, A.,

A bill to authorize the district board of school district No. 4, of the town of Beloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

No. 396, A.

A bill to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto,

A. ROOD,  
*Chairman.*

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The committee on Printing to whom was referred

No. 165, S.,

A bill to incorporate the Northwestern Printing Company.

No. 118, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

Have had said bills under consideration and have instructed me to report the same back to the Assembly and recommend their passage.

R. K. FAY,  
*Chairman.*

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The committee on Internal Improvements to whom was referred

No. 513, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 18th, 1855,

Have had the same under consideration and recommend its passage.

G. C. HIXON,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The special committee to whom was referred bill

No. 627, A.

A bill to empower the president and trustees of the village of Whitewater, to provide security against losses by fire, and to provide for payment therefor, by a tax upon certain property.

Have had the same under consideration, and report the same back with the recommendation that it do pass.

S. A. WHITE,  
*Chairman.*

On motion of S. A. White,  
The rules were suspended,  
And said bill  
No. 627, A.,  
Above reported was read a third time and passed.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in the passage of

No. 564, A.,

A bill to provide for the expenditure of the drainage fund in the town of Lamartine, in the county of Fond du Lac, for highway purposes,

And has refused to concur with the Assembly in the passage of  
No. 338, A.,

A bill to amend chapter 8 of the general laws of 1869, entitled  
"an act to provide postage stamps for the use of members of the Legislature,"

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 281, S.,

A bill to extend the time for the collection of taxes in the town of Port Washington, in the county of Ozaukee.

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### SENATE MESSAGE OF THE 24TH INST. CONSIDERED.

On motion of Mr. Bate,

The Assembly refused to concur in the Senate amendment to  
No. 398, A.,

A bill to legalize the assessment, levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax.

### BILLS READY FOR A THIRD READING.

On motion of Mr. Bounds, and by unanimous consent  
No. 374, A.,

A bill to incorporate the Phillips' & Colby Construction Company.

Was amended by striking out the words "one million," and inserting "two hundred thousand," and by striking out the word "three," in the third line, and inserting the word "one."

And said bill was read a third time and passed.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto.

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest.

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose.

No. 282, A.,

A bill to consolidate all acts now in force for the government and management of the State Prison, and to amend the same.

Were severally read a third time and passed.

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs.

Was read a third time and passed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Baker, Ball, Blake, Bowen, D. W. Briggs, Chambers, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Galagan, Hammond, Harris, Hixon, Holloway, Hoye, Jeffers, Judd, Keenan, King, Manson, Marvin, McDonald, Merrill, Morgan, More, Moulton, Nichols, Orton, Pengra, Richards, Rood, Sherman, Smith, Watts, J. S. White, S. A. White and Mr. Speaker Smith—48.

Those voting in the negative were

Messrs. Bailey, Barnard, Chase, Cheney, Coons, Fitzgerald, Freeman, Fryer, Hall, Heimdal, Hinkley, Hoskins, J. W. Hoyt, Knell, Kuntz, Maxon, McDill, McIntosh, Meyer, Montgomery, Ockler, Oetling, Pease, Peterson, Rankin, Rhodes, Rusch, Semmann, Swain, Tuorn, Torgerson, Trumer and Wagner—33.

Those absent or not voting were

Messrs. Barnes, Bate, Bremner, P. R. Briggs, C. M. Hoyt, Humphrey, Loneragan, McCormick, Merriam, Mihills, O. S. Powell, R. T. Powell, Richter, Rounds, Samuelson, Sanderson, Sample, Vaughn and Weil—19.

No. 864, A.,

A bill to amend chapter 386 of the general laws of 1862, entitled "an act to amend chapter 35 of the revised statutes, entitled "of excise,""

Was read a third time, and

Mr. Field moved that said bill be re-committed to a select committee,

Which motion was lost, and

On motion of Mr. Curtis,

Said bill was indefinitely postponed,

By the following vote :

Those who voted in the affirmative were

Messrs. Anderson, Arnold, Atwater, Baker, Ball, Barnard, Bate, Bremner, Chambers, Curtis, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hammond, Hinkley, Hixon, Holloway, Hoskins, Hoyt, J. W. Hoyt, Keenan, Knell, Kuntz, Manson, Maxon, McDonald, McIntosh, Meyer, Montgomery, Moulton, Ockler, Otting, Orton, Rankin, Rhodes, Richards, Risch, Semmann, Swain, Thorn, Trumer, Wagner, Watts, J. S. White and S. A. White—50.

Those voting in the negative were

Messrs. Allen, Bacon, Bailey, Blake, Bowen, D. W. Briggs, P. R. Briggs, Cheney, Cousins, Dana, Davis, Fay, Field, Harris, Heimdal, Jeffers, Judd, King, Marvin, McDill, Merriam, Merrill, Morgan, More, Nichols, Pease, Pengra, Peterson, O. S. Powell, Rood, Rounds, Sherman, Smith, Torgerson and Mr. Speaker Smith—35.

Those absent or not voting were

Messrs. Ayres, Barnes, Chase, Coons, O. M. Hoyt, Humphrey, Lonergan, McCormick, Mihills, E. T. Powell, Richter, Samuelson, Sanderson, Semple, Vaughn and Weil—15.

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### SENATE BILLS ON THIRD READING.

No. 43, S.,

A bill to provide for the payment of the sergeant-at-arms of the senate session of 1870, and of the witnesses subpoenaed by him to testify before special railroad committee,

Was read a third time, and

On motion of Mr. Orton,

Was re-committed to committee on State Affairs.

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On motion of Mr. P. R. Briggs,

The Assembly adjourned.

TUESDAY, FEBRUARY 28, 1871,

10 O'CLOCK, A. M.

The Assembly met.  
The Speaker in the Chair.  
Prayer by the Rev. Mr. Mather.

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REPORTS OF STANDING COMMITTEES.

The committee on Legislative Expenditures have had under consideration

Res. No. 30, A.,

Providing for procuring and printing 1,000 copies of Mr Judd's speech on Civil Service Reform,

And report the same back with the recommendation that it be indefinitely postponed.

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The committee on Local Legislation, to whom was referred  
No. 622, A.,

A bill to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes,

Have had the same under consideration, and have instructed me to report the same back without amendments, and recommend its passage.

D. D. CHENY,  
*Chairman.*

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 532, A.,

A bill to repeal chapter 82 of the private and local laws of 1859 of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof,

No. 544, A.,

A bill to authorize the city and town of Hudson to issue bonds,  
A. ROOD.

*Chairman.*

The above reported bills were severally read a third time and passed.

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The committee on State Affairs, to whom was referred the following bills, have had the same under consideration, and respectfully report the same back with recommendation that they be filed in the office of secretary of state, as required by joint resolution No. 24, A. :

No. 204, A.,

A bill to authorize school district No. 11, in the town of Highland, county of Iowa, to borrow a certain sum of money.

No. 186 A.,

A bill to authorize school district No. 5, in the town of Wauwatosa, Milwaukee county, to borrow a sum of money to aid in the erection of a school house, and for other purposes.

No. 90, S.,

A bill to authorize school district No. 5, in the town of Belmont, county of La Fayette, to borrow a sum of money.

No. 89, S.,

A bill to authorize school district No. 6, in the town of Shullsburg, county of La Fayette, to borrow a sum of money.

No. 84, S.,

A bill to authorize Union school district No. 1 of the town of Monroe, in the county of Green, to borrow a certain sum of money therein named.

No. 159, S.,

A bill to authorize joint school district No. 6, towns of Richland and Dayton, in Richland county, to borrow money.

B. B. FIELD,

*Chairman.*

## EXECUTIVE MESSAGE.

## STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, February 27, 1871.

*To the honorable, the Assembly :*

The following entitled bills, memorials, and joint resolutions originating in the Assembly, have severally received the Executive signature, and been deposited in the office of the secretary of state :

M. C. No. 8, A.,

Memorial to congress for the improvement of the Fox and Wisconsin rivers.

No. 82, A.,

An act to incorporate the Sparta, Galesville and Winona Railroad Company.

No. 295, A.,

An act to fix the terms of the circuit court in the county of Milwaukee.

No. 129, A.,

An act to incorporate the Springfield Mite Association.

No. 245, A.,

An act to amend chapter 117, of the revised statutes, entitled of county courts, and to divest the county court of the county of St. Croix, of civil jurisdiction.

No. 506, A.,

An act to extend the time for the collection of taxes in the town of Clayton, in the county of Crawford.

No. 340, A.,

An act to amend an act entitled an act to provide for the assessment of real and personal property in the city of Milwaukee, approved March 8, 1869, being chapter 299 of the private and local laws of 1869,

No. 160, A.,

An act to authorize the town of Fredonia, county of Ozaukee, in this State, to issue bonds to borrow money to the amount of \$5,000, for the purpose of building a bridge across Milwaukee river, in said town.

No. 424, A.,

An act to extend the time for the collection of taxes in the town of Springfield, in the county of Dane.

No. 315, A.,

An act to extend the time for the collection of taxes in Brown county.

No. 127, A.,

An act to authorize the state superintendent of public instruction to apportion school moneys to the city of Watertown, on account of the 5th and 6th wards of said city,



No. 321, A.,

An act to extend the time for the collection of taxes in the county of Chippewa.

No. 490, A.,

An act to change and fix the time for holding the terms of the circuit court in the third judicial circuit, of this State.

No. 105, A.,

An act to repeal chapter 404 of the private and local laws of 1868 entitled an act to to authorize the supervisors of Racine county to construct drains in certain cases, also chapter 394 of the private and local laws of 1869, entitled an act to amend chapter 404, of the private and local laws of 1839.

No. 349, A.,

An act to amend chapter 253, of the private and local laws of 1868, entitled an act to amend chapter 176, of the private and local laws of 1857, entitled an act to amend an act entitled an act to incorporate the city of Beloit, approved March 31, 1866.

No. 475, A.,

An act to extend the time for the collection of taxes in the town of Beloit, in the county of Rock.

No. 255, A.,

An act to authorize the county treasurer of Shawano county to make and keep up an abstract of tax sales.

No. 210, A.,

An act to incorporate the Board of Education of the Welsh Calvinistic Methodists of Wisconsin.

No. 222, A.,

An act to incorporate the Kewaunee Relief Association.

No. 216, A.,

An act to incorporate the Morrison Creek Lumber Company.

No. 57, A.,

An act to repeal parts of sections 10, 11 and 12, of chapter 484 of the private and local laws of 1370, entitled "an act to incorporate the Adams County Collegiate Institute."

No. 276, A.,

An act to change the name of Samuel W. Bouchy, of Green Bay.

No. 221, A.,

An act to incorporate the Slovanska Association.

No. 549, A.,

An act to extend the time for the collection of taxes in the town of Superior, Douglas county.

No. 322, A.,

An act to provide for extending the time for collecting taxes in the town of Sparta, in Monroe county.

No. 180, A.,

An act to provide for making copies of the village plats and additions thereto, in the office of the register of deeds of the county of Portage, and to make such copies evidence in the courts of this State.

No. 558, A,

An act to extend the time for the collection of taxes in the town of La Prairie, county of Rock.

No. 489, A.,

An act to extend the time for the collection of taxes in the town of Arlington, Columbia county.

No. 197, A.,

An act to amend chapter 122, private and local laws of 1870, entitled "an act to incorporate the Mutual Hail Insurance Company of Wisconsin."

No. 192, A.,

An act to incorporate the Madison Yacht Club.

No. 2, A.,

An act to incorporate the trustees of the Milwaukee County Orphans' Board.

No. 240, A.,

An act to incorporate the St. John the Baptist Benevolent Society of the valley of the Chippewa, "Societe St. Jean Baptiste de Bienfaisance de la Vallie de la Chippewa."

No. 149, A.,

An act to incorporate the Western Artificial Stone Manufacturing Company.

No. 223, A.,

An act to incorporate the Kewaunee Fire Company, in the village and county of Kewaunee, Wisconsin.

No. 178, A.,

An act to fix the time for holding terms of the circuit court in the tenth judicial circuit.

No. 155, A.,

An act to incorporate the Oconto Turn Verein.

No. 128, A.,

An act to incorporate the Depere Iron Works.

No. 39, A.,

An act to amend section 27, of chapter 15, of the revised statutes, entitled of towns and town officers, powers and duties of towns.

No. 341, A.,

An act to extend the time for the collection of taxes in the city of Janesville.

M. C. No. 10, A.,

Memorial to Congress for the completion of the harbor improvement of St. Louis river, and petition of the people of Douglas county, Wisconsin for the same.

M. C. No. 4, A.

Memorial to Congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa.

No. 68, A.,

An act to incorporate the Milwaukee and Northwestern Railway Company.

No. 285, A.,

An act to authorize John Eliason to build and maintain a dock and pier in Green Bay.

No. 56, A.,

An act to amend section 1 of chapter 110, general laws of 1868, entitled "an act requiring reports from unauthorized banks and bankers."

No. 42, A.,

An act to amend chapter 180 of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 161, A.,

An act to amend chapter 128, private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc."

No. 214, A.,

An act to organize the town of Cicero, in Outagamie county.

No. 202, A.,

An act to authorize the judge of the 8th judicial circuit court for the State of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law.

No. 384, A.,

An act to prescribe the time for holding the terms of the circuit court for the county of Juneau, in the 7th judicial circuit,

No. 229, A.,

An act to amend an act approved February 28, 1868, entitled "an act to amend an act entitled 'an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof,'"

No. 310, A.,

An act to amend section 2 of chapter 496 of the private and local laws of 1870, "an act relating to the investment of license moneys in the town of Fredonia, in the county of Ozaukee, in this state."

No. 227, A.,

An act to incorporate the Waterloo Library and Dramatic Association,

No. 403, A.,

An act to authorize the town of Winneconne, in Winnebago county, to issue bonds to construct a bridge across Wolf river.

LUCIUS FAIRCHILD.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to present these bills for signature:

No. 103, S.,

A bill to authorize the city of La Crosse to aid in the construction of a state normal school building in said city.

M. C. No. 15, S.,

A memorial to postmaster-general for an increase of mail service on the mail route between the city of Manitowoc, in the county of Manitowoc, to the village of Menasha, in the county of Winnebago.

No. 105, S.,

A bill to authorize Warren C. Ellis, of the city of Beaver Dam, county of Dodge, and state of Wisconsin, to do and perform certain acts.

No. 65, S.,

A bill to prepare the additional institution for the insane, at Oshkosh, for the reception of patients.

No. 125, S.,

A bill to incorporate the Darlington Water-power Improvement Company.

No. 87, S.,

A bill to amend and correct section 1 of chapter 74 of the revised statutes of 1858, entitled "of Free Masons, Odd Fellows and other similar societies."

No. 67, S.,

A bill to cause a survey of certain creeks and streams of water within the city of Manitowoc, and to regulate and record the course of such creeks and streams of water.

No. 93, S.,

A bill to extend the time for the collection of taxes in the town of Hubbard, in the county of Dodge.

No. 58 S.,

A bill to authorize and empower David Jennings to keep and maintain a ferry across Wolf river.

No. 108, S.,

A bill to amend chapter 126, general laws of 1869, entitled "an act to authorize certain counties, towns, cities and villages to aid in the construction of the land grant railroad from Portage City and from Doty's Island to Lake Superior.

No. 81., S.,

A bill relating to the manner of commencing civil actions, and to repeal chapter 68 of the general laws of 1869, entitled "an act relating to the manner of commencing civil actions," and amendatory of section 9 of chapter 124 of the revised statutes.

No. 60, S.,

A bill to change the name of William Joerke. of the city and county of La Crosse, to that of William Steinlein.

No. 62, S.,

A bill to repeal chapter 103, of the general laws of 1866, and other acts amendatory thereof, relating to the sale of lands for unpaid taxes, and the conveyance and redemption thereof.

No. 116, S.,

A bill to authorize the mayor and common council of the city of Buffalo, in Buffalo county, and their successors in office, to keep and maintain a ferry across the Mississippi river, at the city of Buffalo, in said county.

And has concurred with the Assembly in the passage of

No. 205, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

No. 584, A.,

A bill to extend the time for the collection of taxes in the county of Monroe.

No. 585, A.,

A bill to extend the time for the collection of taxes in the town of Darien, Walworth county.

No. 618, A.,

A bill to extend the time for the collection of a certain tax in the town of Portland, in Monroe county.

No. 587, A.,

A bill to relieve the city of Racine from so much of the tax of 1868 as was assessed to pay the judgments against said city on what is known as Racine harbor bonds.

No. 588, A.,

A bill to amend section 5, of title 10, of an act entitled an act to incorporate the city of Racine, approved March 28, 1868.

No. 317, A.,

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.

No. 325, A.,

A bill to amend chapter 268 of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton, and the several acts amendatory thereof.

No. 162, A.,

A bill to authorize Henry Gardner and Albert F. Wareham to keep and maintain a ferry across the Mississippi river at a point where the line of Crawford and Vernon counties strikes said river.

No. 345, A.,

A bill to amend section 13, of chapter 64, of the revised statutes, entitled of limited partnerships.

No. 526, A.,

A bill to detach certain territory from the town of Sylvan and attach the same to the town of Marshall, in the county of Richland, state of Wisconsin.

No. 228, A.,

A bill to change the boundary of the city of Stevens Point.

No. 886, A.,

A bill to authorize the circuit judge of the fourth judicial circuit for the State of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those authorized by law.

No. 524, A.,

A bill to legalize certain acts of the board of supervisors of the town of Seneca, Crawford county, in altering the boundaries of certain school districts.

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, county of Dodge, state of Wisconsin.

No. 270, A.,

A bill to provide for the payment of the State agent for the settlement of war claims against the United States.

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

And has amended and concurred in as amended,

No. 219, A.,

A bill to amend chapter 105 of the general laws 1870, entitled an act for the preservation of game in the counties therein mentioned.

### SENATE MESSAGE CONSIDERED.

On motion of Mr. Orton,

The Assembly refused to concur in Senate amendment to

No. 219, A.

### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 234, S.,

A bill to authorize the West Wisconsin Railway Company to construct a bridge across Willow river and Lake St. Croix, in Wis.

No. 225, S.,

A bill to amend section 1, chapter 150 of the private and local laws of 1870, entitled "an act to incorporate the Milwaukee Publishing Company."

No. 178, S.,

A bill to authorize certain towns, cities and villages therein named to aid the Milwaukee Northwestern railway company.

No. 207, S.,

A bill to extend the time for appeals for services rendered under provisions of chapter 98, private and local laws of 1857, and chapter 89, private and local laws 1858, relating to state roads.

No. 221, S.,

A bill to provide for the relinquishment, to the United States in certain cases, of title to lands for sites of light stations on the coasts and waters of this State.

No. 211, S.,

A bill to provide for the appointment of phonographic reporters in the counties of Sheboygan and Manitowoc.

No. 183 S.,

A bill to repeal section 2 and amend section 3, chapter 360, private and local laws of 1870, entitled an act to provide for the disposal and expenditure of the drainage fund arising from certain sections therein named in Kewaunee county.

No. 187, S.,

A bill to authorize the county board of supervisors of the county of Walworth to draw from the county treasury funds for purposes therein named.

No. 196, S.,

A bill to authorize the county of Richland and the several towns therein to aid in the construction of a railroad.

No. 224, S.,

A bill to repeal chapter 14 of the general laws of 1871, entitled "an act to require the constitution of the United States, and the constitution of the State of Wisconsin, to be taught in all of the common schools."

No. 168, S.,

A bill to amend section 1, chapter 348, private and local laws of 1857, entitled "an act to incorporate the Fond du Lac and Waukesha Railroad Company, and to repeal section 10 of said chapter."

No. 149, S.,

A bill to authorize the town of Grand Rapids, in the county of Wood, to keep an office and hold elections within the limits of the city of Grand Rapids.

No. 184, S.,

A bill to amend the charter of the city of Berlin, being chapter 306, private and local laws of 1866, and the several acts amendatory thereof.

No. 220, S.,

A bill giving the consent of the legislature of Wisconsin to the purchase by the United States, of land within this state, for certain purposes.

No. 236, S.,

A bill to further provide for a course of instruction in the state Normal schools, of pupils of the Soldiers' Orphan's Home.

No. 153, S.,

A bill to incorporate the village of Durand, Pepin county, Wisconsin.

No. 193, S.,

A bill to appropriate money to pay witnesses for the State in a certain case.

No. 163, S.,

A bill to authorize the town of Port Washington, in the county of Ozaukee, to vote a tax for the purpose of aiding in building the harbor at the village of Port Washington.

No. 226, S.,

A bill to amend an act entitled an act to incorporate the Waupacca Union School District, in the county of Waupacca.

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### SENATE MESSAGE CONSIDERED.

The following Senate bills were severally read a first and second times and referred:

Nos. 149, 163, 207 and 211, S.,

To committee on Judiciary.

Nos. 224, 226 and 236 S.,

To committee on Education.

Nos. 168, 178 and 196, S.,

To committee on Railroads.

Nos. 220 and 221, S.,

To committee on Federal Relations.

Nos. 193 and 234, S.,

To the General File.

No. 187, S.,

On motion of Mr. Jeffers,

To Walworth County Delegation.

No. 183, S.,

To committee on Swamp and Overflowed Lands.

Nos. 153 and 225, S.,

To committee on Incorporations.

No. 184 S.,

Was read a first and second times, and

On motion of Mr. Nichols,

The rules were suspended, and

Said bill was read a third time and concurred in.

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### SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 281, S.,

A bill to extend the time for the collection of taxes in the town of Port Washington, in the county of Ozaukee,

Was read a first and second times, and

On motion of Mr. Meyer,

The rules were suspended, and

Said bill was read a third time and concurred in.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed inform you that the Senate requests the return for correction and consideration, of

No. 168, S.,

A bill to amend section 1 of chapter 348 of the private and local laws of 1857, entitled an act to incorporate the Fond du Lac and Waukesha Railroad Company, and to repeal section 10 of said chapter.

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SENATE MESSAGE CONSIDERED.

No. 168, S.,

Was ordered to be so returned.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate insists upon its amendments to

No. 898, A.,

A bill to legalize the assessment and levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax.

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ASSEMBLY BILLS READY FOR A THIRD READING.

No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn county.

No. 828, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 392, A.,

A bill to amend chapter 267, of the private and local laws of 1858, entitled an act to incorporate the city of Stevens Point, and to repeal section 2, of chapter 123, of the private and local laws of 1859, entitled an act to amend an act entitled an act to incorporate the city of Stevens Point.

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association.

No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

No. 284, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled an act to incorporate the Penoka and St. Croix Railroad Company.

No. 408, A.,

A bill to incorporate the Madison Driving Park Association.

No. 497, A.,

A bill to incorporate the Craig Mining Company.

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company.

No. 396, A.,

A bill to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mt. Pleasant, in the county of Racine, for highway purposes.

No. 507, A.,

A bill to establish Lumber District No. 10, in the State of Wisconsin.

No. 476, A.,

A bill to amend section 2, chapter 326, of the private and local laws of 1870, approved March 15th, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

No. 508, A.,

A bill to change the name of Charles Rausier to James Patterson.

No. 414, A.,

A bill to authorize the district board of school district No. 4, of the town of Boloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

No. 482, A.,

A bill to authorize certain towns and villages to aid in the construction of railroads.

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

No. 535, A.,

A bill to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad.

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county.

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 346, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

No. 531 A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1863, an act entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869 entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 13, of the revised statutes, entitled of counties and county officers.

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company.

No. 460, A.,

A bill to amend chapter 80 of the private and local laws of 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company, approved February 18th, 1852.

No. 177, A.,

A bill to amend an act entitled "an act to incorporate the fire department of the city of Janesville, approved March 5, 1857,"

Were severally read a third time and passed.

No. 287, A.,

A bill to authorize the clerk of the board of supervisors of Door county, to make and keep an abstract of tax sales, deeds and redemptions in said county,

Was read a third time, and

On motion of Mr. Curtis, was re committed

To the Delegation from the counties of Brown and Kewaunee.

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company,

Was read a third time, and

On motion of Mr. Richards, was re-committed

To the committee on Railroads.

No. 401, A.,

A bill in relation to the collection of taxes,

Was read a third time, and

On motion of Mr. Nichols, was re-committed

To committee on Printing.

Jt. Res. No. 20, A.,

Joint resolution to amend section 3 of article 11, of the constitution of this state,

Was read a third time and

Mr. Curtis moved that said resolution be re-committed to the Select committee having the subject of constitutional amendments in charge,

Which motion was lost, and

Said resolution was read a third time and adopted,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnard, Barnes, Bate, Blake, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holoway, Hopkins, J. W. Hoyt, Jeffers, Judd, King, Knöell, Kuntz, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Montgomery, Morgan More, Moulton, Nichols, Ockler, Etling, Orton, Pengra, Peterson, O. S. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Semmann, Semple, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith.—82.

Those voting in the negative were

Messrs. Bowen, Coons, Freeman, Keenan, Pease and Richards—6.

Those absent or not voting were

Messrs. Galagan, Hoyer, C. M. Hoyt, Humphrey, Lonergan, McCormick, Mihills, R. T. Powell, Rankin, Samuelson, Sanderson and Vaughn—12.

## BILLS REPORTED BY COMMITTEE OF THE WHOLE

The amendment reported by committee on Railroads to

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor,

Was adopted, and

Mr. Curtis offered the following amendment :

Add to Section 1. .

"The said common council may, at their option, submit the question to the tax-payers of said city according to the last assessment roll, or to the electors of said city, in such way and at such time either by vote or petition in their discretion, as to whether they shall subscribe such stock, and if the number of said tax-payers who paid the majority of the tax of the previous year, or a majority of the electors voting upon the question, decide in favor of such subscription, then it shall be the duty of said common council to subscribe said stock as authorized by this act."

Which amendment was adopted, and

Said bill as amended was ordered engrossed.

Mr. S. A. White moved that

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company,

Be re-committed to a select committee of three,

Which motion was lost.

Said bill was ordered engrossed, and

On motion of Mr. Sherman,

The rules were suspended, and

Said bill was read a third time and passed.

To

No. 366, A.,

A bill to enable the city of Madison, in this State, to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

Mr. Curtis offered the following amendment :

Add to section 1,

The said common council may at their option, submit the question to the tax payers of said city, according to the last assessment roll or to the electors of said city, in such way and at such time, either by vote or petition, in their discretion, as to whether they shall subscribe said stock, and if the number of said tax payers who paid the majority of the tax of the previous year, or a majority of the electors voting upon the question, decide in favor of such subscription, then it shall be the duty of such common council to subscribe said stock as authorized by this act,

Which amendment was adopted,

And said bill as amended, as was ordered engrossed.

No. 468, A.,

A bill to repeal chapter 506 of the private and local laws of 1867, entitled "an act to prohibit obstructions in Oconto river,"

No. 470, A.,

A bill relating to dams on navigable streams in this State.

No. 471, A.,

A bill to amend chapter 20 of the laws of 1852, entitled an act to amend an act to authorize George Lerwick to build and maintain a dam across Oconto river, approved February 16th, 1842,

Were severally indefinitely postponed.

No. 357, A.,

A bill to provide for the employment of clerks in the office of the State Superintendent, and appropriating money for the payment thereof.

Was on motion of Mr. Kuntz.

Re-committed to committee on Education.

No. 211, A.,

A bill to amend section 56, of chapter 7, of the revised statutes, entitled of elections,

No. 235 A.,

A bill granting to Fred. J. Miller, his associates and assigns and legal representatives, the right to establish and maintain a ferry across the Mississippi river from certain points in Crawford and Vernon counties, to Lansing, in Iowa,

Were severally indefinitely postponed.

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau,

Was ordered engrossed.

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery,

Was, on motion of Mr. Ayres,

Recommitted to committee on Medical Societies and Medical Colleges.

No. 373, A.

A bill to amend an act entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company,

Was, on motion of Mr. Curtis,

Recommitted to the committee on Railroads.

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Mr. Reed moved that when the Assembly adjourn it be to 7 o'clock P. M.,

Which motion prevailed.

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On motion of Mr. Arnold,

The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr Dana in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows :

**MR. SPEAKER:**

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows:

No. 73, A.,

A bill to establish the Wisconsin institution for the education of idiotic and feeble minded youth,

With amendment.

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents.

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 412, A.,

A bill to amend chapter 68 of the general laws of 1867, entitled "an act to amend section 1 of chapter 164 of the general laws of 1865," entitled "an act to amend chapter 40 of the general laws of 1861," entitled "an act requiring the owners of certain machines to guard against accidents."

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac,

Without amendment.

No. 423, A.,

A bill to amend chapter 519 of the general laws of 1865, entitled an act to incorporate the village of Juneau,

With amendment.

No. 441, A.,

A bill requiring owners of certain machines to guard against accidents, and to repeal all acts and parts of acts contravening with this act,

Without amendment.

No. 499, A.,

A bill to amend section 8, of chapter 155, general laws of 1863, entitled an act to codify the laws of this state, relating to common schools, so as to authorize female persons paying taxes, to become voters in school meetings.

No. 102, S.,

A bill to appropriate to the widow of the Hon. Byron Paine, late Associate Justice of the Supreme Court, the sum of one thousand dollars.

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February, in each year, and to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year."

No. 536, A.,

A bill to legalize the returns of the Portage County Agricultural Society,

Without amendment.

No. 537, A.,

A bill to amend an act to consolidate and amend an act to revise, consolidate and amend the act to incorporate the city of Oshkosh, and the several acts amendatory thereof, approved March 22, 1861, and to amend an act to revise, consolidate and amend the act in relation to public schools in the city of Oshkosh, and the several acts amendatory thereof, approved April 9, 1866,

With amendment.

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1866, entitled an act to incorporate the village of Sparta,

With amendment,

And

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane,

With progress made therein, and ask leave to sit again thereon.

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On motion of Mr. Bremner,  
The Assembly adjourned.

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7 o'clock P. M.

The Speaker called the Assembly to order.

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The committee on Enrolled Bills reported to His Excellency, the Governor, for his approval, the following bills the 25th inst. :

No. 227, A.,

A bill to incorporate the Waterloo Library Dramatic Association.

No. 161, A.,

A bill to amend chapter 128 of the private and local laws of 1858, entitled "an act to incorporate the village of Two Rivers, in the county of Manitowoc.

No. 214, A.,

A bill to organize the town of Cicero, in Outagamie county.



No. 202, A.,

A bill to authorize the judge of the 8th judicial circuit court for the state of Wisconsin, to appoint a court commissioner in the county of Chippewa, in addition to those now authorized by law.

No. 334, A.,

A bill to prescribe the time for holding the terms of the circuit court for the county of Juneau, in the 7th judicial circuit.

No. 229, A.,

A bill to amend an act approved February 28th, 1868, entitled "an act to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee and the several acts amendatory thereof."

No. 810, A.,

A bill to amend section 2 of chapter 496 of the private and local laws of 1870, an act relating to the investment of license moneys to the town of Fredonia, in the county of Ozaukee, in this state.

M. C. No. 4, A.,

Memorial to Congress to establish a daily mail route from the village of Potosi, Grant county, to the city of Dubuque, Iowa.

No. 285, A.,

A bill to authorize John Eliason to build and maintain a dock and pier in Green Bay,

No. 341, A.,

A bill to extend the time for the collection of taxes in the city of Janesville.

No. 56, A.,

A bill to amend section 1 of chapter 110 of the general laws of 1868, entitled "an act requiring reports from unauthorized banks and bankers."

No. 68, A.,

A bill to incorporate the Milwaukee and North Western Railroad Company.

THOMAS SANDERSON,

*Chairman.*

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The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled:

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 248, A.,

A bill to amend chapter 19 of the general laws 1870, entitled an act to regulate the running of railway trains in certain cases.

No. 348, A.,

A bill to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies.

No. 243, A.,

A bill to incorporate Lake Geneva Seminary.

No. 193, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county,

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Frederick Stahl.

No. 265, A.,

A bill to amend section 20, chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 278, A.,

A bill to extend the time for the selling of lands in the county of Kenosha for the non-payment of taxes.

No. 218, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionaries.

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

No. 541, A.,

A bill to extend the time for the collection of taxes in the town Gratiot, in LaFayette county, Wisconsin.

No. 230, A.,

A bill to incorporate the village of Markesan, and to repeal chapter 222, of the private and local laws of 1868, entitled "an act to incorporate the village of Markesan, and acts amendatory thereof."

No. 599, A.,

A bill to amend chapter 486 of the private and local laws of 1870, entitled "an act to amend and revise the charter of the village of Fort Atkinson, Jefferson county.

No. 402, A.,

A bill to extend the time for the collection of taxes in Portage county.

G. E. MORE,  
*Chairman.*

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The committee on Interior Improvements, to whom was referred the following:

No. 467, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain certain dams across the north branch of Oconto river.

No. 469, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain a dam across Oconto river,

Would respectfully report that they have had the same under consideration, and recommend that they be indefinitely postponed.

G. C. HIXON,

*Chairman.*

The committee on Railroads, to whom were referred the following bills have had the same under consideration, and respectfully report the same back to the House as follows :

No. 479, A.,

A bill to amend chapter 500 of the private and local laws of 1870, entitled an act to perpetuate the charter of the Bayfield and St. Croix Railway Company.

With amendment, and recommend its passage when so amended.

No. 449, A.,

A bill to amend chapter 324 general laws of 1864, entitled " an act to aid the Tomah and Lake St. Croix Railroad Company.

Without amendment, and recommend that it do pass.

No. 478, A.,

A bill to amend chapter 291, private and local laws of 1870, entitled an act to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the City of Bayfield and St. Croix railroad company.

With amendments, and recommend its passage when so amended.

No. 368, A.,

A bill to incorporate the Fort Howard, Shawano and Mississippi Railroad Construction Company.

Without amendment, and recommend that it be referred to the committee on Judiciary.

No. 138, S.,

A bill to amend chapter 46 of the general laws of 1869, entitled an act to protect the lands and timber thereon granted to the St. Croix and Lake Superior Railroad Company.

Without amendment, and recommend that it be concurred in.

No. 617, A.,

A bill to authorize the Wisconsin Northern Railroad Company to build branch lines of road.

With amendment, and recommend its passage when amended.

No. 512 A.,

A bill to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

Without amendment, and recommend its passage.

No. 548, A.,

A bill to incorporate the Apple River and Ashland Railroad Company,

Without amendment, and recommend that it do pass.

J. S. CURTIS,

*Chairman.*

On motion of Mr. Fay,

No. 548, A.,

Was referred to a select committee, the delegation from St. Croix.

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The committee on Banks and Banking to whom was referred

No. 555, A.,

A bill to incorporate the Savings Bank of Mauston,

Respectfully report the same back with amendments and recommend its passage when so amended.

No. 589, A.,

A bill to incorporate the Black River Falls Savings Bank,

Respectfully report the same back with amendments and recommend its passage when so amended.

P. R. BRIGGS,

*Chairman.*

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The committee on Incorporations. to whom was referred

No. 301, A.,

A bill to incorporate the Peshtigo River Improvement Company.

No. 582, A.,

A bill to incorporate the Beloit Water-power Company,

Have had the same under consideration, and respectfully report the same back without amendment, and recommend their passage.

No. 300, A.,

A bill to amend an act entitled to amend an act to incorporate the Peshtigo Lumbering and Manufacturing Company.

No. 562, A.,

A bill to incorporate the Dane County Manufacturing Company,

And report the same back with amendments, and recommend their passage when so amended.

No. 430, A.,

A bill to repeal section 4, of chapter 497, of the private and local laws of 1870, entitled an act to amend an act to incorporate the village of Waukesha, and the several acts amendatory thereto.

And report said bill back with the recommendation that it be referred to the Waukesha County Delegation.

J. A. BAKER,

*Chairman.*

No. 430, A.,

Was so referred.

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.

No. 421, A.,

A bill to authorize William S. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis.; to Clayton, in the state of Iowa.

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town.

No. 361, A.,

A bill to further regulate the sale or disposition of intoxicating liquors in towns and villages.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunlieth, La Crosse and St. Croix River Shore Railroad passes, to aid in its construction.

No. 542, A.,

A bill to change the name of Franklin Eunson to Franklin Mottague Allen, and make him the heir-at-law of James M. Allen and Eliza S. Allen.

No. 455, A.,

A bill to incorporate the Superior Railway Company.

No. 823, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac, Wisconsin.

No. 523, A.,

A bill to incorporate the Galesville and Trenpealeau Railroad Company.

A. ROOD,

*Chairman.*

The committee on Judiciary, to whom was referred,

No. 433, A.,

A bill to authorize the attorney General to file a stipulation in a certain suit in Milwaukee county circuit court,

Also,

Mem. No. 96, A.,

Memorial of Andrew Proudfit, James K. Proudfit and E. A. Calkins in relation to Assembly bill 433.

Have had the same under consideration and have instructed me report as follows:

That this claim has grown out of the printing contract for the years 1855 and 1856, which was first awarded to James Denmore

by Alexander F. Gray, then Secretary of State. From this award an appeal was taken to the Governor, Wm. A. Barstow, Attorney General, Geo. B. Smirh, and State Treasurer, Edward Janssen, as commissioners, who reversed Secretary Gray's decision and gave the contract to Beriah Brown.

That in Mr. Brown's bid and contract occurred the words "for folding and stitching, fifty cents per hundred," which the printers testify mean, as understood among them, fifty cents for folding and stitching one hundred sheets of eight pages each. It was charged that Brown, in order to satisfy the commissioners that his bid was lower than Mr. Densmore's, stated to them, at the hearing of the appeal, that the fifty cents per hundred in his bid meant for one hundred completed documents, whether bills, pamphlets or bound volumes.

Brown assigned his contract to the firm of Messrs. Calkins & Proudfit, and after the expiration of Secretary Gray's term of office the latter construction was put upon this part of the bid. Messrs. Calkins & Proudfit took the amount audited them upon this construction, but at the same time protesting that it was not what they were entitled to.

They afterwards asked compensation for the amount of their claim thus rejected of the Legislature, which was denied, and they then brought suit in the Supreme Court to recover that and other demands.

The issue was sent to Milwaukee county circuit court to be tried and the jury awarded them as is stated to the committee, over \$9,000, most of which was for the folding and stitching aforesaid.

Upon the verdict being returned the supreme court refused to enter judgment upon it, for the reasons as understood by the committee.

First. That the issue as to whether Brown made the fraudulent representation charged, had not been tried.

Second. That the claim was settled and discharged by the claimants having accepted the amount audited to them on the construction of the contract by the secretary of state.

Judgment instead of being given in their favor for the amount of the verdict, was entered against them for costs.

Subsequently the legislature enacted chapter 64 of the general laws of 1866, taking away all technical defences to this claim, and authorizing the attorney general to stipulate, to vacate the judgment against the claimants, and open the case for a new trial to be had as this act provides upon the equities and merits of the case to the end that a just and equitable determination of the matter might be had.

Under this most liberal statute, on the 26th day of May, 1868, a jury trial was again had in the Milwaukee circuit court, which resulted in a verdict for the State on the three questions at issue, to wit:

First. Did Beriah Brown make the representation that "for

folding and stitching, fifty cents per hundred," meant "fifty cents per hundred" completed documents?

Second. *Were said representations untrue?*

Third. Whether the State officers believed and relied upon these representations and thereupon awarded the contract to Brown.

The claimants insist here that this verdict against them was unwarranted by the testimony and directly in conflict with the same and that it probably resulted from a misapprehension of the part or the jury caused by their attorney not presenting their case, after the Attorney General had addressed them in behalf of the State. That his not doing so was caused partly by his own confidence in the strength of his case, and partly from a suggestion of the court that it was unnecessary. The record shows that the Attorney General did address the jury, and that claimants attorney did not. The court charged the jury as claimants counsel requested, and the case is now pending in the Supreme Court on a motion for a new trial.

The committee have given careful attention to the testimony which is now on file in the Supreme Court.

James Densmore testifies that the false representations were made and that it was the reason for taking the printing contract from him and giving it to Beriah Brown.

Brown testifies he never made the representations charged.

E. A. Calkins testifies that he was present at the hearing of the appeal. That Densmore constantly insisted that the item for folding and stitching per hundred meant per hundred sheets, and not per hundred complete documents. That Brown insisted that this was not the question at issue. That the question was whether Densmore's bid was a legal one. And that the commissioners decided it to be illegal and on that ground reversed Secretary Gray's decision and awarded the contract to Brown.

Attorney-General Geo. B. Smith testifies that he does not recollect the conversation of the parties, but he distinctly testifies that, whatever it might have been, it had no influence upon the decision of the question. That the award in favor of Brown was not made on account of any representations whatever.

Secretary Gray testifies that no such representations were made to him, but that he was not present at the hearing of the appeal.

It would seem upon this statement, that the preponderance of the testimony was in favor of the claimants. But as the case is now pending, as stated, on a motion for a new trial in the Supreme Court, it is to be presumed that that court is fully competent to do justice between the state upon the one hand, and the claimant on the other.

The subject as to the strict right of the parties is one pre-eminently adopted to judicial investigation and not to the ex-parte action of a Legislative committee. And as the case stands upon the conflicting testimony of the witnesses, although Densmore's individual testimony is confronted by three witnesses, yet it is, and was, a fair question of credibility between them, to be determined

by a jury. It does not necessarily follow that the one witness was wrong, and the three right.

If the representations, as charged, were made by Brown, and they secured to him the award of the contract, then this claim should never be paid. But if they were not made, or did not exert the influence charged, then the claims seem just.

But the claimants here address themselves to our sense of legislative justice independent of the question of the legal liability of the state. Upon this subject there is this, to be said about this "folding and stitching" that fifty cents per hundred, for complete documents was a very inadequate compensation for the work on the one hand, and that "fifty cents per hundred" sheets was grossly excessive on the other. Hence it becomes a question, if the legal enforcement of the contract is abandoned, and anything is to be done, whether justice or equity would demand of the state more than a fair and reasonable compensation for the work, without any reference to the controverted construction given to the bid.

But, in order that this appeal to our sense of justice may receive the fullest and fairest consideration, and in as much as this committee has not deemed it to be its duty to go into the items of the claim, which now, including interest, amounts, as is stated, to near \$20,000, they believe that the whole subject should be referred to the committee especially constituted for this work, and to which the law requires reference to be made, before any claim is allowed.

It is, therefore, recommended that said bill and memorial be referred to the committee on Claims.

D. HALL,  
*Chairman.*

No. 433, A.,  
Was so referred.

#### REPORTS OF SELECT COMMITTEES.

Your committee, the Columbia county delegation, to whom was referred

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county,

Have had the same under consideration.

This bill was before the committee on Town and County Organization, and was reported back with the recommendation that it do pass. The bill needing an amendment, it was referred to the Columbia county delegation, and an amendment was proposed, which is herewith reported back with the bill. The committee make no further recommendation in the matter, but the statement is authorized that two of the delegation will vote for the bill as amended, and one will oppose it.

THOS. SANDERSON,  
*Chairman.*



The select committee on apportionment appointed under and by virtue of joint resolution No. 2, A., would respectfully report

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts, and recommend its passage.

Your committee would further report that they have not yet taken into consideration the matter of apportioning the State into congressional districts, which was referred to said committee by said joint resolution.

AUGUS CAMERSON,

*Chairman of Senate Committee.*

W. W. FIELD,

*Chairman of Assembly Committee.*

Said bill No. 753, A.,

Was read a first and second times and referred

To the General File.

No. 91, A.,

A bill relating to the attendance of children in the schools,

Being the

### SPECIAL ORDER

For this evening, was

On motion of Mr. P. R. Briggs,

Recommitted to a select committee of three, and

The Speaker appointed as such committee, Messrs. P. R. Briggs, J. S. White and Bowen.

On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE

On the general file of bills,

Mr. Swain in the chair.

After some time spent therein the committee rose and through their chairman reported as follows:

#### MR. SPEAKER:

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, report back sundry bills as follows:

No. 388, A.,

A bill to amend chapter 93, general laws of 1858, entitled an act to authorize the incorporation of gas light and coke companies,

No. 79, S.,

A bill to incorporate the Waupacca Agricultural and Mechanical Manufacturing Company.

No. 172, S.,

A bill to amend chapter 107, private and local laws of 1867, entitled an act to authorize the appointment of a phonographic reporter for the circuit courts of the counties of Milwaukee and Kenosha,

No. 210, S.,

A bill to amend section 5, chapter 150, private and local laws of 1867, entitled an act to enable the county of Sheboygan to settle with the holders of its railroad aid bonds, and to fund the interest which fell due on the same in the years 1863, 1864, 1865 and 1866.

Without amendment.

No. 487, A.,

A bill to incorporate the Menasha savings bank,

No. 525, A.,

A bill to incorporate the Savings Bank of Ripon.

With amendments.

No. 543, A.,

A bill to incorporate the Village of Winneconne, in the County of Winnebago.

No. 544, A.,

A bill to authorize the city and town of Hudson to issue bonds,

No. 561, A.,

A bill to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Aveca in the county of Iowa,

Without amendment.

No. 572, A.,

A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company,

No. 85 A.,

A bill to provide for a tract index in each of the several counties of this state.

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's compilation of the general laws of this State for the use of the State,

With amendment.

No. 487, A.,

A bill to repeal chapter 200 of the general laws of 1864, entitled an act authorizing garnishee actions in the circuit court.

No. 440, A.,

A bill to amend section 1 of chapter 34 of the general laws 1870, entitled an act to amend section 15 of chapter 120 of the revised statutes, in relation to claims against railroad companies,

Without amendment.

No. 448, A.,

A bill to incorporate the German-English School Association of Racine,

With amendment.

No. 472, A.,

A bill for the protection of the shores and banks of Lake Michigan, and for punishing offences which endanger persons or property in the neighborhood of said lake.

No. 454, A.,

A bill to amend section 12, chapter 153 of the revised statutes, entitled "of liens of mechanics and others."

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court.

No. 491, A.,

A bill to provide for the making and filing of proof of the posting of the notices of tax sales in the county of Trempealeau in the year 1868.

No. 505, A.,

A bill to enable damage in certain cases to be paid by the first ward of the city of Oshkosh.

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 182 of the revised statutes, entitled of issues made, of trial and judgment in civil cases.

No. 516, A.,

A bill to provide for serving notices of trial and filing notices of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

No. 501, A.,

A bill to amend section 1 of chapter 94 of the revised statutes, entitled "of the sale of lands for the payment of debts, by executors, administrators and guardians," and section 1 of chapter 270 of the general laws of 1864, entitled "an act relating to homesteads."

No. 504, A.,

A bill for the relief of school district No. 6 in the town of Roxberry, Dane county,

No. 565, A.

A bill to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1869, amending chapter 28."

No. 578, A.,

A bill to legalize the filing of the official oath and bond of B. Ringle, county judge of Marathon county.

No. 575, A.,

A bill to amend section 20, of chapter 99, of the revised statutes, entitled of the administration and distribution of the estates of intestates.

No. 579, A.,

A bill to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin,

No. 54, S.,

A bill to amend section 20, chapter 141, revised statutes, entitled actions for the recovery of real property.

No. 64, S.,

A bill to amend chapter 113 of the general laws of 1868, entitled "an act to amend chapter 182 of the revised statutes, entitled 'of pardons.'"

No. 182, S.,

A bill to repeal chapter 44, of the general laws of 1869, entitled an act to authorize the taking of depositions in certain cases.

No. 133, S.,

A bill to authorize the city of Manitowoc to borrow money.

No. 139, S.,

A bill to amend chapter 141, general laws of 1858, entitled "an act relating to transcripts of justices' judgments.

No. 146, S.

A bill to amend section 31, of chapter 134, of the revised statutes, entitled "of executions and proceedings supplementary thereto."

Without amendment.

No. 428, A.,

A bill to incorporate the North Bay Company.

With amendment.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville,

Without amendment.

No. 483, A.,

A bill to authorize the Wisconsin Northern railroad company to receive subscriptions of stock from towns, cities and villages on the line of said road,

With amendment.

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Buffalo, in Bayfield county.

No. 498, A.,

A bill to incorporate the Faulkner Browning Construction Company.

No. 550, A.,

A bill to authorize R. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state.

No. 553, A.,

A bill to repeal chapter 376 of the private and local laws of the year 1867, "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

No. 556, A.,

A bill to authorize justices of the peace in joint school district No. 4, of the towns of Arlington and Dekorra, in Columbia county, to keep offices therein.

No. 569, A.,

A bill to incorporate the Sheboygan Gas Light Company.

No. 576, A.,

A bill to authorize the Fort Winnebago and Duck Creek Plank-road Company to substitute gravel and clay in place of plank on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin.

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay, and the several acts amendatory thereto.

No. 591, A.,

A bill relating to the sale of lands for unpaid taxes, and amendatory of chapter 138 of the general laws of 1861.

No. 595, A.,

A bill to extend the time for the collection of taxes in Iowa county for the year 1870.

No. 598, A.,

A bill to re-organize the Appleton Cemetery Association.

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park,

Without amendment.

No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menominee, Dunn county, Wisconsin,

With amendment.

No. 613, A.,

A bill to vacate a part of the plat of the city of Hudson, in St. Croix county, Wisconsin.

No. 612, A.,

A bill to vacate the village plat of the village of De Soto, in St. Croix county, Wisconsin.

A bill to authorize the reviewing of the state roads from Lone Rock, in Richland county, to Kickapoo Center, in Vernon county.

No. 119, S.,

A bill relating to the fees of deputy clerks of Circuit courts, and amendatory of section 1, chapter 93, general laws of 1867, entitled "an act to provide for the compensation of deputy clerks of the circuit court in the several counties of this State."

No. 128, S.,

A bill to repeal section 4, chapter 121, general laws of 1868, entitled an act relative to the compensation of county judges.

Without amendment.

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state, With amendment.

No. 130, S.,

A bill to incorporate the St. Joseph Temperance Society, of Richmond.

No. 131, S.,

A bill amendatory of chapter 112, general laws of 1869, entitled an act to provide for the registering of the names of persons who have been admitted to citizenship, or who may hereafter be admitted to become citizens of the United States of America.

No. 134, S.,

A bill to make Ella Grace Huntley the heir-at-law of George W. Huntley and Sarah D. Huntley,

No. 140, S.,

A bill to amend section 1, chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Waukesha, Walworth, Jefferson, Rock, Green, Dane, La Fayette and Grant.

No. 144, S.,

A bill to incorporate the Milwaukee Mutual Protective Brewers Workmen's Association.

No. 145, S.,

A bill to incorporate the Milwaukee Bathing Institution.

No. 147, S.,

A bill to prevent hunting deer in the county of Dodge, with dogs.

No. 158, S.,

A bill to authorize the state librarian to exchange supreme court reports for other law books for the use of the state library.

M. C. No. 2, S.,

A memorial to Congress against the repeal of the tax on incomes.

No. 518, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 13th, 1855,

No. 645, A.,

A bill to amend section 2 of chapter 310, of the private and local laws of 1866, entitled an act to permit the towns of Hudson, Warren, Hammond and Springfield, in St. Croix county, to aid to ob-

tain the right of way for the Tomah and Lake St. Croix railroad through said towns.

No. 622, A.,

A bill to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 165, S.,

A bill to incorporate the Northwestern Printing Company.

No. 198, S.,

A bill to appropriate money to pay witnesses for the state in certain cases,

Without amendment.

#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 576, A., was

On motion of Mr. Dana, recommitted

To the Columbia county delegation.

No. 442, A., was

On motion of Mr. Peterson, recommitted

To the committee on Incorporations.

No. 454, A., was

On motion of Mr. Merrill, recommitted

To the Judiciary committee.

Nos. 388, 487 and 591, A.,

Were severally indefinitely postponed.

No. 181, S.,

Was indefinitely postponed.

M. C. No. 2, S.,

Was, on motion of Mr. Maxon,

Re-committed to the committee on Federal Relations.

No. 26, S.,

Was, on motion of Mr. Bailey,

Re-committed to the Richland County Delegation.

The amendments reported to

Nos. 64 and 127, S.,

Were severally concurred, and

Said bills were severally ordered to a third reading.

On motion of Mr. Field,

The rules being suspended,

Said bills were read a third time and concurred in.

Nos. 54, 79, 180, 182, 183, 134, 139, 140, 146, 147, 158, 165, 172, 210 and 234, S.,

Were severally ordered to a third reading, and

On motion of Mr. Fields,

The rules being suspended,

Said bills were read a third time and concurred in.

And on motion of Mr. Fay, the title to

No. 234, S.;

Was amended by striking out the two last words therein, viz: "in Wisconsin."

On motion of Mr. Blake,

No. 428, A.

Was re-committed to committee on incorporations.

The amendments reported to

Nos. 448, 572 and 606, A.

Were severally adopted, and

Said bills were ordered engrossed, and

On motion of Mr. Field,

The rules were suspended, and

Said bill was read a third time and passed.

Nos. 440, 491, 492, 498, 501, 504, 505, 513, 515, 516, 543, 550, 552, 553, 554, 561, 565, 569, 573, 575, 579, 595, 598, 608, 612, 613, 622 and 645, A.,

Were severally ordered engrossed, and

On motion of Mr. Field.

The rules were suspended, and

Said bills were read a third time and passed.

The amendments reported to Nos. 483, 487 and 525, A., were severally concurred in, and

Said bills were severally ordered engrossed, and No. 581, A.,

Was, on motion of Mr. Curtis,

Recommitted to the Brown County Delegation.

No. 472, A.,

On motion of Mr. C. M. Hoyt,

Was recommitted to the Milwaukee City Delegation.

On motion of Mr. Richter.

Nos. 144 and 145, S.,

Were recommitted to a select committee of three from the Milwaukee delegation, and

The Speaker appointed Messrs. Richter, Semmann and Keenan as such committee.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 299, S.;

A bill to extend the time for the collection of taxes in the town Willow Springs, in La Fayette county,

No. 268, S.,

A bill to amend chapter 500 of private and local laws of 1868, entitled an act to consolidate and amend an act to incorporate the city of Madison and the several acts amendatory thereof.



No. 190, S.,

A bill relating to the county court of the county of Green Lake

No. 199, S.,

A bill to amend chapter 241 of the private and local laws of 1866, entitled an act to fix the time for holding the circuit courts in Waukesha county.

And has concurred in

No. 436, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865.

No. 407, A.,

A bill to legalize the assessment and equalization of the taxes for the year 1870, in Shawano county.

No. 744, A.,

A bill to extend the time for the collection of taxes in the town of Randolph, Columbia county.

No. 745, A.,

A bill to extend the time for the payment of taxes in the town of Dekorra, Columbia county.

Jt. Res. 24, A.,

Directing the Chief Clerks of either House of the legislature to place in the office of the secretary of state all bills now pending relative to loaning the school fund to school districts.

And has indefinitely postponed

No. 34, A.,

A bill to repeal section 10 of chapter 407 of general laws of 1864, entitled an act to amend chapter 242 of general laws of 1863, entitled an act for the enrollment of persons liable to military duty, and the organization of the state militia.

And concurred in

No. 370, A.,

A bill to legalize the action of the board of supervisors of the town of Stark, Vernon county.

And has indefinitely postponed

No. 239, A.

A bill to incorporate the Wagon Landing Dam Company.

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On motion of Mr. Rounds,  
The Assembly adjourned.

WEDNESDAY, MARCH 1, 1871,

10 o'clock, A. M.

The Assembly met.  
The Speaker in the Chair.  
Prayer by the Rev. Mr. Kampmeyer.

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#### MISCELLANEOUS PROCEEDINGS.

Mr. Orton moved that the vote by which the Assembly on yesterday concurred in

No. 140, S.,

A bill to amend section 1, chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Waukesha, Walworth, Jefferson, Rock, Green, Dane, La Fayette and Grant.

Be reconsidered,

Which motion prevailed.

Mr. Orton then moved to amend said bill by inserting "Dane" between the words "Fond du Lac" and "Green Lake," where they occur in the 12th and 13th lines of section 1.

Which amendment was adopted, and

Said bill was again read a third time and concurred in unanimously.

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#### LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Bowen :

Mem. No. 121, A.,

Of Jerome VanKirk and 57 others, against building a dam across the outlet of Rush Lake.

To committee on Internal Improvements.

By Mr. Bowen :

Mem. No. 122, A.,

Of I. P. Taggart and others against building a dam on the outlet of Rush Lake.

To committee on Internal Improvements.

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### RESOLUTIONS INTRODUCED.

By Mr. Cousins :

Res. No. 81, A.,

*Resolved*, That the use of the Assembly chamber be granted to the committee on Lumber and Manufactures in which to hold a session of said committee at two o'clock this afternoon, March 1, 1871.

Which was adopted.

By Mr. Field :

Jt. Res. No. 25, A.

Whereas bill No. 43, S., has been referred to the committee on State Affairs, giving authority to the Secretary of State to audit claims of the Sergeant-at-Arms. and witness subpoenaed to appear before special railroad committee of 1870.

Your committee having had such bill under consideration and being of opinion that we cannot delegate authority of this important nature, to any officer of this state, which requires the legislature to know the extent of such power, or appropriation, we therefor submit the following resolution :

*Resolved by the Assembly; the Senate concurring*, That all parties asking compensation under and by virtue of the provisions of said bill, are hereby required to present their claims for reference to the committee on State Affairs within one week from this date,

Which resolution was adopted..

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### RESOLUTIONS CONSIDERED.

Res. No. 30, A.,

Providing for procuring and printing one thousand copies of Mr. Judd's speech on civil service reform,

Introduced by Mr. Thorn on the 24th of February, and referred to committee on Legislative Expenditures, reported back on the 28th of February, with a recommendation of indefinite postponement, was,

On motion of Mr. Judd,

Recommitted to a select committee of one—Mr. Judd.

## REPORTS OF STANDING COMMITTEES.

The committee on Local Legislation to whom was referred  
No. 639, A.,

A bill to change the name of Sarah Blake to Minnie Fink, and  
make her the heir-at-law of Alphonso Fink and Amanda Fink.

No. 650, A.,

A bill to change the name of Halver G. Halverson to Halver G.  
Stordock,

Have had the same under consideration and report the same back  
without amendment and recommend that the same do pass.

D. D. CHENEY,

*Chairman.*

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The committee on Agriculture, to whom was referred bill  
No. 169, S.,

A bill to authorize town supervisors to construct drains in cer-  
tain cases.

Have had the same under consideration, and directed me to re-  
port said bill back, and recommend that said bill be concurred in.

A. SHERMAN;

*Chairman.*

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The committee on Roads, Bridges and Ferries, to whom was re-  
ferred,

No. 517, A.;

A bill to provide for laying out and establishing a state road  
from the Borough of Fort Howard to Duck Creek in Brown county,

No. 204. S.,

A bill to amend section 4, of chapter 422, of the private and  
local laws of 1870, entitled an act to establish a Ferry across Lake  
St. Croix,

And report the same back with the recommendation that they do  
pass.

No. 651, A.,

A bill to lay out a state road from Ashland, in Ashland county,  
through Ashland, Chippewa and Eau Claire counties to Eau Claire,

And report the same back without recommendation.

P. SEMPLE,

*Chairman.*

The committee on Railroads, to whom was referred  
No. 688, A.,

A bill to amend chapter 503 of the private and local laws of 1870, entitled an act to authorize the Green Bay and Lake Pepin Railroad Company to extend their road from the city of Green Bay to the city of Milwaukee,

Respectfully report the same back to the house and recommend its passage.

J. S. CURTIS,  
*Chairman.*

On motion of Mr. Curtis,  
The rules were suspended and No. 688. A.,  
Was read a third time and passed.

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The joint committee on Claims,  
Have had under consideration, the following bills  
No. 659, A.,

A bill to appropriate to Seymour Wilcox, the sum of two thousand dollars as payment in full for the land upon which the State Prison is located,

And recommend its indefinite postponement.

No. 859, A.,

A bill to appropriate to Adolph Harter, the sum of money therein named.

Also,

No. 607, A.,

A bill to appropriate to Albert A. Lee a sum of money therein named,

And have instructed me to report them back, and recommend their passage.

A. NICHOLS,  
*Chairman.*

On motion of Mr. Nichols,

No. 659, A.,

Was referred to the Judiciary Committee.

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The committee on the Judiciary, to whom was referred the following bills, have had the same under consideration, and have instructed me to report them back with the following recommendations:

No. 654, A.,

A bill to authorize the printing in condensed form of all laws creating the powers and duties of boards of supervisors, as practiced in this state.

No. 655, A.,

A bill relating to county officers and to repeal section 33 of chapter 13, of the revised statutes.

No 632, A.,

A bill to amend sections 43 and 44 of chapter 169 of the revised statutes, entitled of offences against public policy.

No. 630, A.,

A bill to amend section 6, chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers.

No. 413, A.,

A bill to amend section 9 of chapter 47 of the revised statutes, entitled of recording town plats and of town sites on public lands, and section 23 of chapter 134 of the revised statutes, entitled of executions and proceedings supplementary thereto.

No. 594, A.

A bill to amend section 17 of chapter 138 of the revised statutes, entitled "of the limitation of actions."

No. 354, A.,

A bill to provide for the revision of the laws of Wisconsin now in force and affecting the whole state.

No. 279, A.,

A bill to repeal section 8, of chapter 123, of the revised statutes, entitled of the place of trial of civil actions, also to repeal section 2, of chapter 178, of the revised statutes, entitled of the change of venue in criminal cases.

No. 191, A.,

A bill to provide for the revision of the general laws of the state, With the recommendation that the further consideration of said bills be indefinitely postponed.

No. 580, A.,

A bill relating to bail in criminal cases.

No. 590, A.,

A bill to confer on county courts having civil jurisdiction, certain powers.

No. 603, A.,

A bill relating to proceedings against garnishees.

No. 641, A.,

A bill to simplify the proceedings of actions for the recovery of real estate.

No. 612 A.,

A bill to authorize the common council of the city of Janesville to levy and collect a tax of \$4,000 in the year 1871, and place the same to the credit of the school fund,

Without amendments, with the recommendation that said bills do pass.

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages and to legalize marriages heretofore solemnized by them.

No. 142, S.,

A bill to enforce the remedy by indictment against corporations, Without amendments, with the recommendation that said Senate bills be concurred in.

No. 604, A.,

A bill in relation to estates for life.

With amendment, passage recommended when so amended.

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of the State of Wisconsin,

Reported back with amendments, with the recommendation that said bill do pass when so amended.

No. 95, S.,

A bill to amend chapter 184 of the revised statutes, entitled "of inquests of the dead,"

With recommendation that it be referred to the Milwaukee county delegation.

No. 628, A.,

A bill in relation to duties of boards of registry in towns and villages,

With the recommendation that it be referred to the Special committee on the registry law.

No. 429, A.,

A bill to provide for the furnishing, by hotel and inn keepers, of a means of escape in case of fire,

Report the said bill back without any recommendation.

D. HALL,

*Chairman.*

No. 95, S.,

Was so referred.

The question on

No. 623, A.,

Being on the reference as recommended by the Judiciary Committee,

Mr. Maxon moved to amend the recommendation by adding :

"And that said committee be instructed to report to-morrow."

Mr. Field moved to amend the motion of Mr. Maxon by substituting for the word "to-morrow," the words "this week,"

Which amendment to the amendment was adopted, and

Said recommendation as amended, was concurred in.

The committee on State Affairs, to whom was referred  
No. 648, A.,

A bill to provide for a set of weights and measures in the several towns of this state,

Have had the same under consideration and respectfully report the same with amendment and recommend its passage when so amended.

W. W. FIELD,  
*Chairman.*

The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled :

No. 647, A.,

A bill to vacate certain streets in the village of Taycheedah, in the county of Fond du Lac.

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes,

No. 409, A.,

A bill to authorize Julian Albrecht and others to build and maintain a pier extending into the waters of Green Bay.

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

No. 484, A.,

A bill to extend the time for the collection of taxes in the town of Oskdale, in the county of Monroe,

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Port land, in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua, in the county of Vernon.

No. 308, A.,

A bill to change the name of Amund Kjustolson, of Waupun, to Amund Kjustolson Dahl,

No. 411, A.,

A bill to change the name of William Sabine to William Bishop, and to make him the heir-at-law of Thomas W. and Joanna H. Bishop.

No. 554, A.,

A bill to extend the time for the collection of taxes in Eau Claire county for the year 1870,

No. 289, A.,

A bill to change the name of William Thomas Bulfinch to William Thomas White and to make him the heir-at-law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.



No. 275, A.,

A bill to amend section 9, of chapter 27, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Business College."

No. 564, A.,

A bill to provide for the expenditure of the drainage fund in the town of Lamartine in the county of Fond du Lac, for highway purposes.

No. 195 A.,

A bill to amend section 8, chapter 188, of the general laws of 1870, entitled "an act for the destruction of Lynxes, Wolves, and Wild Cats."

No. 269, A.,

A bill relating to, and amendatory of, section 6, of chapter 160 of the general laws of 1869, entitled an act to prescribe and limit the rate of interest.

No. 347, A.,

A bill to change the name of District No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

No. 104, A.,

A bill to incorporate the Union Church Association of the town of Wiota, LaFayette county.

No. 486, A.,

A bill to legalize the official acts of the officers of the school board of school district No. 8, in the town of Marshall, in Richland county, for the school year ending September 30, 1870, and to authorize them to pay their teacher.

No. 545, A.,

A bill to authorize and require the clerk of the board supervisors of the county of St. Croix, to keep up and maintain an abstract of tax sales.

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owen Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee.

No. 187, A.,

A bill to authorize the Sheboygan & Fond du Lac railroad company to extend its line of road to the Mississippi, to increase its capital stock, and change its corporate name,

No. 11, A.,

A bill to authorize the Portage, Winnebago and Superior railroad company to extend its road west from Superior,

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dana, to reserve certain school moneys, and apportion the same to district No. 6.

No. 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein.

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad,

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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### REPORTS OF SELECT COMMITTEES.

The special committee to whom was referred

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk, Barron and Burnett,

Have had the same under consideration and beg leave to report the same with amendments, and when so amended have directed me to report it back to the Assembly with the recommendation that it do pass.

R. K. FAY,

*Chairman.*

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The committee consisting of the Waukesha County Delegation, having under consideration

No. 647, A.,

A bill to authorize Wm. Besser to construct and run a steamboat on Lake La Belle, in the county of Waukesha.

Respectfully report the same with amendment, and recommend its passage when so amended

L. D. HINKLEY,  
J. D. McDONALD,  
WM. OCKLER.

On motion of Mr. McDonald,

The rules were suspended,

The amendment reported thereto was concurred in.

And said bill above reported, was read a third time and passed.

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The Milwaukee County Delegation have had under consideration No. 427, A.,

A bill to empower the county of Milwaukee to raise money to build a court house,

Have instructed me to report back the same, with amendment, and recommended its passage when amended,  
Messrs. Knoell and Watts dissenting.

No. 419, A.,

A bill to authorize the city of Milwaukee to build a bridge across the Milwaukee river at the foot of Chestnut street, and a bridge across the Menomonee river at First avenue,

Have instructed me to report the same back, and recommend its passage.

No. 423 A.,

A bill to remove a toll-gate upon the Milwaukee and Waukesha Plankroad,

Have instructed me to report the same back, and recommend its passage,

Messrs. Richards and Hoyt dissenting.

D. H. RICHARDS.

*Chairman.*

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The Milwaukee City Delegation to whom was referred,

No. 462, A.,

A bill to refund subscriptions for purchase money for Pleasant street bridge approaches in the city of Milwaukee.

Have had the same under consideration, and have instructed me to report the same back with amendment, and recommend its passage when so amended.

D. H. RICHARDS,

*Chairman.*

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The special committee, to whom was referred,

No. 187, S.,

A bill to authorize the county board of supervisors of the county of Walworth to draw from the county treasury funds for the purposes herein mentioned.

Respectfully report that they have had the same under consideration, and respectfully report the same with the recommendation that it do pass.

J. JEFFERS,

*Chairman.*

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present to you for signature,

No. 39, S.,

A bill to amend sections 21 and 33 of chapter 284 of the private and local laws of 1869, entitled an act to incorporate the village of Schleissingerville, in the county of Washington,

No. 167, S.,

A bill to amend the charter of the city of Kenosha,

No. 238, S.,

A bill to amend section 8 of chapter 137, of the revised statutes, entitled "of evidence."

No. 41, S.,

A bill to amend chapter 273 of the private and local laws of 1870, entitled "an act to revise and amend an act to incorporate the Sugar River Valley Railroad."

No. 85, S.,

A bill to appropriate a sum of money for the expense of the institute for the education of the deaf and dumb, for the year 1871.

No. 115, S.,

A bill to change the names of William Henry Fox and Eugenie Lydia Fox to William Henry Atkinson and Eugenie Lydia Atkinson.

No. 86, S.,

A bill to incorporate the Mutual Insurance Company of the Order of Hermann's Sons of Wisconsin.

No. 227, A.,

A bill to extend the time for the collection of taxes in the several towns of Wood county, including the city of Grand Rapids.

No. 117, S.,

A bill to amend chapter 49, of the private and local laws of 1866, entitled an act to incorporate the village of Black River Falls.

No. 98, S.,

A bill to legalize the organization of certain school districts therein named.

No. 160, S.,

A bill to extend the time for the collection of taxes in the town of Prairie du Chien, Crawford county.

No. 202, S.,

A bill to extend the time for the collection of taxes in the town of Shullsburg, in the county of La Fayette.

No. 205, S.,

A bill to extend the time for the collection of taxes in the town and village of Necedah, Juneau county.

Which have been signed by the President.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate requests the return to the Senate, for further consideration,  
No. 239, A.,  
A bill to incorporate the Wagon Landing Dam and Mill Company.

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## SENATE MESSAGE CONSIDERED.

No. 239, A.,  
Was ordered to be so returned.

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in  
No. 269, S.,  
A bill to amend chapter 280 of the general laws of 1861, entitled an act to incorporate the village of Columbus.  
And has concurred with the Assembly in  
No. 374, A.,  
A bill to incorporate the Phillips-Colby Construction Company.

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## SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 299, S.  
A bill to extend the time for the collection of taxes in the town of Willow Springs, in LaFayette county,  
Was read a first and second time, and  
On motion of Mr. Barnes,  
The rules were suspended, and  
Said bill was read a third time and concurred in.  
The following Senate bills were read a first and second times and referred :  
No. 190, S.,  
A bill relating to the county court of the county of Green Lake.  
To committee on Judiciary.

No. 190, S.,

A bill to amend chapter 241 of the private and local laws of 1866, entitled an act to fix the time for holding the circuit courts in Waukesha county.

To committee on Judiciary.

No. 268, S.,

A bill to amend chapter 500 of private and local laws of 1868, entitled an act to consolidate and amend an act to incorporate the city of Madison and the several acts amendatory thereof.

To committee on Incorporations.

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### SENATE MESSAGE OF YESTERDAY CONSIDERED.

Mr. Bate moved that the Assembly insist on its disagreeing vote on the Senate amendment to

No. 398, A.,

A bill to legalize the assessment and levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax,

And ask a committee of conference thereon,

Which motion prevailed,

And the Speaker appointed as such committee on the part of the Assembly, Messrs. Bate, Field and Thorn.

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### SENATE BILLS ON THIRD READING.

No. 113, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

Was read a third time and concurred in

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bailey, Baker, Barnes, Blake, Bowen, Bremser, D. W. Briggs, P. R. Briggs, Chase, Cheney, Coons, Dana, Davis, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Helmdal, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, Kuntz, Marvin, McDill, McDonald, McIntosh, Marriam, Merrill, Moyer, Montgomery, More, Moulton, Nichols, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Richards, Richter, Rood, Rounds, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—67,

Those voting in the negative were

Messrs. Ball, Bate, Chambers, Dick, Harris, Keenan, Knell, Lonergan, Manson, Maxon, Ockler, Oetling, Peterson, Rankin, Rhodes, Trumer and Wagner—17.

Those absent or not voting were

Messrs. Bacon, Barnard, Cousins, Curtis, Freeman, Hoyer, C. M. Hoyt, King, McCormick, Mihills, Morgan, Rusch, Samuelson, Semman, Thorn and Vaughn —16.

Mr. Hall moved that the vote by which said bill was concurred in be re-considered.

Mr. Rood moved that the motion to re-consider be laid on the table.

Which motion to table was lost,

And the motion to re-consider prevailed,

And on motion of Mr. Pease,

Said bill was re-committed to the committee on Judiciary.

#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town,

Was read a third time and passed.

After some time being consumed in the consideration of

No. 361, A.,

A bill to further regulate the sale or disposition of intoxicating liquors in towns and villages,

Mr. Kuntz moved a

#### CALL OF THE HOUSE,

And previous to the call being seconded,

Leave of absence was granted to Messrs. Samuelson, Sherman and Vaughn indefinitely.

The call being then seconded, and the roll being called,

The absentees on leave were

Messrs. McCormick, Samuelson, Sherman and Vaughn.

The absentees without leave were

Messrs. Barnard, Bata, C. M. Hoyt, Rusch, Swain, Thorn, Trummer, Watts and S. A. White.

Mr. Rood moved that further proceedings under the call be dispensed with.

Which motion prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnes, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Galagan,

Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoye, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knell, Lonergan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Morgan, More, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Richter, Rood, Rounds, Sanderson, Semple, Sherman, Smith, Torgerson, Wagner, Watts, Weil, J. S. White and Mr. Speaker Smith.—83.

Those voting in the negative were

Messrs. Kuntz, Montgomery, Richards and Semmann—4.

Those absent or not voting were

Messrs. Barnard, Bate, P. R. Briggs, C. M. Hoyt, McCormick, Rhodes, Rusch, Samuelson, Swain, Thorn, Trumer, Vaughn and S. A. White—18.

Mr. Rood then moved the previous question,

Which motion being seconded, and

The question being,

Shall the main question be now put?

The main question was ordered,

By the following vote:

Those voting in the affirmative were:

Messrs. Allen, Anderson, Atwater, Ayers, Bacon, Bailey, Baker, Ball, Barnes, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Chase, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hixon, Holloway, J. W. Hoyt, Humphrey, Jeffers, King, Knell, Kuntz, Lonergan, Manson, Marvin, McDill, McDonald, McIntosh, Merriam, Merrill, Meyer, Mihills, Montgomery, Morgan, Moulton, Nichols, Ockler, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Sanderson, Sherman, Swain, Torgerson, Trumer, S. A. White and Mr. Speaker Smith—70.

Those voting in the negative were:

Messrs. Arnold, P. R. Briggs, Cheney, Hinkley, Hoskins, Judd, Keenan, Maxon, Rankin, Richards, Richter, Rusch, Semmann, Watts, Weil, and J. S. White—16.

Those absent or not voting, were:

Messrs. Barnard, Bate, Freeman, Hoye, C. M. Hoyt, McCormick, More, Samuelson, Semple, Smith, Thorn, Vaughn, and Wagner—18.

The question then being, shall the bill pass?

The Assembly refused to pass the bill,

By the following vote:

Those voting in the affirmative were

Messrs. Bacon, Bailey, Baker, Barnes, Blake, Bowen, D. W. Briggs, P. R. Briggs, Cousins, Dana, Davis, Fay, Field, Humphrey, Jeffers, Judd, Marvin, Merriam, Merrill, More, Moulton, Nichols, Peterson, O. S. Powell, R. T. Powell, Sanderson, S. A. White and Mr. Speaker, Smith—28.



Those voting in the negative were

Messrs. Allen, Anderson, Arnold Atwater, Ayres, Ball, Bate, Bremner, Chambers, Chase, Cheney, Coons, Curtis, Dick, Eastman, Fitzgerald, Fryer, Galagan, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Keenan, King, Kneell, Kuntz, Lonergan, Manson, Maxon, McDill, McDonald, McIntosh, Meyer, Mihills, Montgomery, Morgan, Ockler, Otting, Orton, Pease, Pengra, Rankin, Rhodes, Richards, Richter, Rood,, Rounds, Rusch, Semmann, Sherman, Smith, Swain, Torgerson, Wagner, Watts, Weil and J. S. White—62.

Those absent or not voting were

Messrs. Barnard, Freeman, Heye, C. M. Hoyt, McCormick, Samuelson, Semple, Thorn, Trumer and Vaughn—10.

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.

No. 421, A.,

A bill to authorize Wm. L. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the State of Iowa.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunlieth, La Crosse and St. Croix River Shore Railroad passes to aid in its construction.

No. 542, A.,

A bill to change the name of Franklin Eunson to Franklin Montague Allen, and make him the heir-at-law of James M. Allen and Eliza S. Allen.

No. 455, A.,

A bill to incorporate the Superior Railway Company.

No. 848, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac, Wisconsin.

No 528, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company.

Were severally read a third time and passed.

#### MISCELLANEOUS PROCEEDINGS:

Mr. Bailey moved that

No. 551, A.,

A bill to repeal chapter 86 of the general laws of 1870, entitled an act to protect the people of Wisconsin against empiricism and imposition in the practice of medicine and surgery,

Be recalled from the committee on Medical Societies and Medical Colleges,

Which motion was lost.

Mr. Rood moved that when the Assembly adjourn, it be to 7 1-2 o'clock P. M.

Which motion prevailed

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE

No. 73, A.,

A bill to establish the Wisconsin institution for the education of idiotic and feeble minded youth,

Was on motion of Mr. Field,

Made the special order for to-morrow evening at 7 1-2 o'clock.

No. 279, A.,

A bill to repeal section 8 of chapter 123 of the revised statutes, entitled of the place of trial of civil actions; also to repeal section 2 of chapter 178 of the revised statutes, entitled of the change of venue in criminal cases.

Was indefinitely postponed.

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's Compilation of the General Laws of this State, for the use of the State,

Was, on motion of Mr. Maxon,

Recommitted to the committee on Judiciary.

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On motion of Mr. Hammond,  
The Assembly adjourned.

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7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Railroads, to which was referred

No. 178, S.,

A bill to authorize certain towns, cities and villages therein named to aid the Milwaukee and Northwestern Railroad Company,

Respectfully report the same, with amendments, and recommend its passage when so amended.

J. S. CURTIS,  
*Chairman.*

On motion of Mr. Thorn,  
The rules were suspended,  
The amendment reported to  
No. 178, S.,  
Was concurred in,  
And said bill was recommitted to committee on Railroads.

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The committee on Printing, to whom was referred  
No. 401, A.,  
A bill in relation to the collection of taxes,  
Have had the same under consideration, and report said bill back  
with amendment, with the recommendation that it pass when so  
amended.

R. K. FAY,  
*Chairman.*

On motion of Mr. Manson,  
The rules were suspended, the amendment reported thereto was  
concurred in, and  
No. 401, A.,  
Was read a third time and passed.

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The committee on Engrossed Bills respectfully report that they  
have examined the following bill and find it correctly engrossed :  
No. 485, A.,  
A bill to incorporate the Sparta and Neilsville Railroad Company.  
A. ROOD,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Richland county Delegation, to which was referred  
No. 26, S.,  
A bill to authorize the reviewing of the state road from Lone  
Rock, in Richland county, to Kickapoo Center, in Vernon county,  
Have had the same under consideration, and report the same  
back with amendment, and recommend its passage when so  
amended.

E. BAILEY.

## MESSAGE FROM THE SENATE.

By O. B. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in,

No. 168, S.,

A bill to amend section 1 of chapter 348 of the private and local laws of 1857, entitled an act to incorporate the Fond du Lac and Waukesha Railroad Company; and to repeal section 10 of said chapter,

And has concurred with the Assembly in

No. 414, A.,

A bill to authorize the district board of school district No. 4 of the town of Beloit in the county of Rock to purchase a school house and to lease for school purposes the ground upon which the same is situated.

And I am directed to present these bills for signature.

No. 232, S.,

A bill to amend chapter 72, private and local laws of 1858, entitled an act incorporate the city of Ripon,

No. 126, S.,

A bill to confer certain powers upon the common council of the city of Hudson,

No. 141, S.,

A bill to authorize the board of supervisors of the town of Dunn to change the place for holding the annual town meeting.

No. 255, S.,

A bill to extend the time for the collection of taxes in the town of Oregon, Dane county.

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BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

The amendment reported by the Columbia County Delegation to No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county,

Was adopted,

And Mr. Dana moved that said bill be indefinitely postponed,

Which motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Atwater, Bacon, Bailey, Ball, Bate, Bowen, D. W. Briggs, Chambers, Chase, Dana, Eastman, Fitzgerald, Freeman, Fryer, Hall, Hinkley, Holloway, Humphrey, Judd, King, Kuntz, Manson, McDonald, Merriam, Merrill, Meyer, Montgomery,

Moulton, Nichols, O. S. Powell, Rankin, Richter, Smith, Swain, Thorn, Vaughn, Wagner and S. A. White—39.

Those voting in the negative were

Messrs. Allen, Arnold, Baker, Barnes, Bremner, Cheney, Coons, Davis, Dick, Field, Hammond, Harris, Heimdal, Hoskins, J. W. Hoyt, Keenan, Kneell, Lonergan, Marvin, Maxon, More, Ockler, Oetting, Orton, Pease, Pengra, Peterson, R. T. Powell, Richards, Rood, Rusch, Sanderson, Semmann, Sample, Torgerson, Trumer, Watts, Weil, J. S. White and Mr. Speaker Smith—40.

Those absent or not voting were

Messrs. Ayres, Barnard, Blake, P. R. Briggs, Cousins, Curtis, Fay, Galagan, Hixon, Hoyer, C. M. Hoyt, Jeffers, McCormick, McDill, McIntosh, Mihilla, Morgan, Rhodes, Rounds, Samuelson, and Sherman—21.

Mr. Dana then offered the following amendment, amend by striking out all after the enacting clause and inserting :

Section 1. The county board of supervisors of the county of Columbia are hereby authorized and empowered in their discretion to detach sections 6, 7, 18, 19, 30 and 31 of town 10, range 9, of Lodi, and attach the same to, and make them a part of the town of Arlington in said county, making such provisions for an equitable adjustment of the indebtedness of the said towns, and providing for the just apportionment of such indebtedness to the above described sections in a legal manner.

Section 2. This act shall be in force from and after its passage,

Which amendment was adopted, and

Said bill as thus amended, was ordered engrossed.

No. 412, A.,

A bill to amend chapter 68 of the general laws of 1867, entitled "an act to amend section 1 of chapter 164 of the general laws of 1865," entitled "an act to amend chapter 40 of the general laws of 1861," entitled "an act requiring the owners of certain machines to guard against accidents."

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac,

Were severally ordered engrossed.

No. 441, A.,

A bill requiring owners of certain machines to guard against accidents, and to repeal all acts and parts of acts contravening with this act,

Was on motion of Mr. Meyer,

Re-committed to the committee on Agriculture.

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents.

Was on motion of Mr. Heimdal,

Re-committed to committee on Agriculture.

No. 468, A,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

Was ordered engrossed.

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court,

Was ordered engrossed.

No. 469, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain a dam across Oconto river,

Was indefinitely postponed.

No. 428, A.,

A bill to amend chapter 519 of the general laws of 1865, entitled an act to incorporate the village of Juneau,

Was, on motion of Mr. Atwater,

Recommitted to the Dodge County Delegation.

No. 499, A.,

A bill to amend section 8, of chapter 155, general laws of 1863, entitled an act to codify the laws of this state, relating to common schools, so as to authorize female persons paying taxes, to become voters in school meetings.

Mr. Arnold offered the following amendment:

Amend the 5th line of section one of the printed bill, by inserting after the words "legal age," the words "the same being forty-five and not married."

Mr. Maxon moved to amend the amendment, by striking out the words "forty-five," and inserting in lieu thereof the words "twenty-one."

Mr. Rood moved that said amendment be laid upon the table,

Which motion to table was lost.

Mr. Curtis then moved that said bill and amendments pending, be recommitted to a select committee of one, Mr. Smith,

Which motion was lost.

The amendment to the amendment was adopted.

Mr. Rood moved that said bill be

Recommitted to committee on Privileges and Elections,

Which motion was lost.

The amendment, as amended,

Was adopted, and

On motion of Mr. Arnold,

Said bill was recommitted to a select committee of three,

And the Speaker announced as such committee,

Messrs. Smith, Arnold and Pease.

## MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Semple,

No. 300, A.,

A bill to amend an act entitled an act to amend an act to incorporate the Peshtigo Lumbering and Manufacturing Company,

And

No. 301, A.,

A bill to incorporate the Peshtigo River Improvement Company,

Were taken from the general file, and

The rules being suspended thereon,

Said bills were severally read a third time and passed.

On motion of Mr. Hammond,

No. 582, A.,

A bill to incorporate the Beloit Water-power Company,

Was taken from the General File, and

The rules being suspended thereon,

Said bill was read a third time and passed.

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On motion of Mr. Manson,

The Assembly adjourned.

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THURSDAY, MARCH 2, 1871,

10 o'clock, A. M.

The Assembly met.

The Speaker in the Chair.

Prayer by the Rev. Mr. Mather.

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REPORTS OF STANDING COMMITTEES.

The committee on Internal Improvements to whom was referred

No. 626, A.,

A bill to require the owners of dams and other obstructions on Duck Creek, to construct slides for the passage of fish.

No. 646, A.,

A bill to authorize W. H. Horn and others to build and maintain a pier extending into Lake Michigan.

Have had the same under consideration and respectfully report the same back, and recommend their passage.

G. O. HIXON,  
*Chairman.*

The committee on Judiciary to whom was referred the following bills, have had the same under consideration, and have instructed me to report them back as follows :

No. 389, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court.

With the recommendation that said bill be indefinitely postponed.

No. 589, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court.

With amendments, with the recommendation that said bill do pass when so amended.

D. HALL,

*Chairman.*

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The committee on Medical Societies, to whom was referred

No. 551, A.,

A bill to repeal chapter 86 of the general laws of 1870, entitled an act to protect the people of Wisconsin against empiricism and imposition in the practice of medicine and surgery,

Would respectfully recommend its indefinite postponement.

No. 649, A.,

A bill to amend section 1 of chapter 95 of the session laws of 1867, entitled of medical societies,

Recommend its indefinite postponement.

No. 860, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery,

The committee have made some amendments, and would recommend its passage when so amended.

D. COOPER AYRES.

*Chairman.*

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The committee on Enrolled Bills have examined and found correctly enrolled the following :

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States,

No. 317, A.,

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.



No. 584, A.,

A bill to extend the time for the collection of taxes in the county of Monroe.

No. 585, A.,

A bill to extend the time for the collection of taxes in the town of Darien, Walworth county.

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

No. 336, A.,

A bill to authorize the circuit judge of the 4th judicial circuit for the state of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

No. 205, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

No. 587, A.,

A bill to relieve the city of Racine from so much of the tax of 1868 as was assessed to pay the judgments rendered against said city on what is known as the Racine harbor bonds.

No. 228, A.,

A bill to change the boundaries of the city of Stevens Point.

No. 618, A.,

A bill to extend the time for the collection of a certain tax in the town of Portland, in Monroe county.

No. 526, A.,

A bill to detach certain territory from the town of Sylvan and attach the same to the town of Marshall, in the county of Richland, state of Wisconsin.

No. 162, A.,

A bill to authorize Henry Gardner and Albert H. Wareham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river,

No. 588, A.,

A bill to amend section 5 of title 10, of an act entitled an act to incorporate the city of Racine, approved March 28, 1866.

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, in the county of Dodge, state of Wisconsin."

No. 524, A.,

A bill to legalize certain acts of the board of supervisors of the town of Seneca, Crawford county, in altering the boundaries of certain school districts.

No. 325, A.,

A bill to amend chapter 266, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

No. 345, A.,

A bill to amend section 13 of chapter 64 of the revised statutes, entitled of limited partnerships.

No. 374, A.,

A bill to incorporate the Phillips-Colby Construction Company.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Enrolled Bills have examined the following bill, and find it correctly enrolled :

No. 414, A.,

A bill to authorize the district board of school district No. 4 of the town of Beloit in the county of Rock to purchase a school house and to lease for school purposes the ground upon which the same is situated.

THOS. SANDERSON,

*Chairman.*

Said bill was signed by the Speaker.

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The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 436, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865.

No. 407, A.,

A bill to legalize the assessment and equalization of the taxes for the year 1870 in Shawano county.

No. 370, A.,

A bill to legalize the action of the board of supervisors of the town of Stark, Vernon county,

No. 744, A.,

A bill to extend the time for the collection of taxes in the town of Randolph, Columbia county.

No. 745, A.,

A bill to extend the time for the collection of taxes in the town of Dekorra, Columbia county,

No. 133, A.,

A bill to incorporate the Green Bay and Superior Railway Company.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

## REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred

No. 499, A.,

A bill to amend section 8, of chapter 155, of the general laws of 1863, entitled an act to codify the laws of the State relating to common schools, so as to authorize female persons paying taxes to become voters in school meetings,

Report the same back with amendment and recommend its passage when so amended.

HIRAM SMITH,  
A. A. ARNOLD,

S. A. Pease, dissenting.

The Grant County Delegation, to whom was referred bill

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and levy a tax and issue town orders therefor.

Have had the same under consideration, and report the same back with an amendment, and recommend its passage when so amended,

W. W. FIELD,  
*Chairman.*

The select committee to whom was referred

No. 652, A.,

A bill for the preservation of game,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

P. G. MOULTON,  
*Chairman.*

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present the following bills to you for signature :

No. 45, S.,

A bill to authorize the appointment of phonographic reporters for the 7th judicial circuit,

No. 85, S.,

A bill to incorporate the Dunlieth, La Crosse and St. Croix River Shore Railroad Company.

No. 78 S.,

A bill to incorporate the State Line and Union Railroad Company.  
Said bills were signed by the Speaker.

## SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 168, S.,

A bill to amend section 1 of chapter 348 of the private and local laws of 1857, entitled an act to incorporate the Fond du Lac and Waukesha Railroad Company, and to repeal section 10 of said chapter,

Was read a first and second times and referred  
To the committee on Railroads.

No. 269, S.,

A bill to amend chapter 230 of general laws of 1864, entitled an act to incorporate the village of Columbus,

Was read a first and second times, and

On motion of Mr. Dana,

The rules were suspended,

And said bill was read a third time and concurred in

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ASSEMBLY BILLS READY FOR A THIRD READING.

No. 485, A.,

A bill to incorporate the Sparta and Neilsville Railroad Company.  
Was read a third time and passed.

On motion of Mr. Swain,  
The Assembly resolved itself into a

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COMMITTEE OF THE WHOLE,

On

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane,

In which a Committee of the Whole had made progress, and obtained leave to sit again,

Mr. Dana in the chair.

After some time spent therein, the committee rose, and reported back said bill with progress made therein, and asked and obtained leave to sit again.

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LEAVE OF ABSENCE

Was granted to Mr. D. W. Briggs until Tuesday evening next.

On motion of Mr. Arnold,  
The Assembly adjourned to 7 1-2 P. M.

7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

### RESOLUTIONS INTRODUCED.

By Mr. Richter :

Res. No. 32, A.

*Resolved*, That when this Assembly adjourns *sine die* the State carpenter be and is hereby instructed to pack up in a proper manner the chair presented to the Hon. Joseph McCormick, and deliver the same, properly marked, to some express or railroad company for transportation to the home of said Hon. Joseph McCormick.

Which resolution was adopted.

### REPORTS OF STANDING COMMITTEES.

The committee on the Assessment and Collection of Taxes, to whom were referred

No. 687, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

Have had the same under consideration, and respectfully report the same back to the House, and recommend its passage.

No. 698, A.;

A bill to amend sections 16 and 27 of chapter 130 general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

No. 722, A.,

A bill in relation to the collection of county taxes.

No. 568, A.,

A bill to extend the time for the collection of taxes,

And recommend that they be indefinitely postponed.

J. BOWEN,  
Chairman.

The committee on Town and County Organization, to whom was referred

No. 667, A.,

A bill to provide for an alphabetical index of deeds and mortgages.

No. 445, A.,

A bill relating to the auditing of certain claims and accounts against counties.

Have had the same under consideration, respectfully report the same back to the house, and recommend that they do pass.

No. 533, A.,

A bill fixing the fees of registers of deeds for recording certificates of marriage.

With amendment, and recommend that it do pass when so amended.

No. 510, A.,

A bill authorizing and directing the registers of deeds, to keep a general index of the names of all grantors and grantees.

No. 35, A.,

A bill to repeal part of section 6, chapter 15, of the revised statutes, entitled, Of Towns and Town Officers, and provide for the election of one supervisor annually, who shall hold his office for the term of three years.

No. 631, A.,

A bill relating to appeals from the board of supervisors, and amendatory of section 2 chapter 148 of the general laws of 1869.

No. 312, A.,

A bill to amend section 25 of chapter 13, of the revised statutes, and to repeal chapter 85 of the general laws of 1870, relating to the county board of supervisors.

Have had the same under consideration and respectfully report the same back to the house and recommend that they be indefinitely postponed.

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago,

No. 710, A.,

A bill to authorize the board supervisors of the town of Neenah in the county of Winnebago, to amend their proceedings in the award of damages in laying out a certain highway,

Have had the same under consideration. respectfully report the same back to the house and recommend that they be referred to the delegation from Winnebago county.

No. 128, S.,

A bill relating to town officers and amendatory of section 78, chapter 15 of the revised statutes,

Have had the same under consideration, respectfully report the same back to the house and recommend that it be concurred in.

THOS. H. McDILL,

*Chairman.*

Nos. 681 and 710, A.,

Were so referred.

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The committee on Swamp and Overflowed Lands to whom were referred the following bills, respectfully report the same back to the House as follows :

No. 15, A.,

A bill for an act to grant to James Sweet certain overflowed lands,

Without amendment, and recommend that it be indefinitely postponed.

No. 251, A.,

A bill to appropriate the drainage fund of the town of Orange, in Juneau county, the towns of Oskdale and Lincoln, in the county of Monroe, for the improvement of state road in said towns.

Without amendment, and recommend that it be indefinitely postponed.

No. 559, A.,

A bill relating to the disposition of a portion of the drainage fund in Monroe county,

And

No. 215 A.,

A bill to provide for the laying out and establishing of a State road from Rudd's mill, in the town of Eaton, in Monroe county, to Morrison Creek, in the town of Albion, in the county of Jackson, and to appropriate the drainage funds of the towns through which such road shall pass, for the purpose of grading and improving the same.

Without amendment and recommend that they do pass.

W. P. ROUNDS,

*Chairman.*

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The committee on State Affairs, to whom was referred the following bills, have had the same under consideration, and respectfully report the same back with the following recommendations :

No. 717, A.,

A bill in relation to taxes on certain real estate in Trempealeau county.

No. 668, A.,

A bill to amend section 10 of chapter 77, general laws of 1866, entitled an act for the regulation of trade in certain cases.

Without amendment, and recommend their passage.

No. 540, A.,

A bill to amend chapter 78, of the general laws of 1867, entitled an act for the preservation of game.

No. 725, A.,

A bill to temporarily exempt railroads hereafter built from taxation.

With recommendation that they be indefinitely postponed.

No. 664, A.,

A bill to amend section 5 of chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Walworth, Jefferson, Rock, Green, Dane, LaFayette and Grant.

With amendment, and recommend its passage when so amended.

No. 273, A.,

A bill to further provide for and regulate the sale of intoxicating drinks in this state.

With substitute, and recommend its passage.

W. W. FIELD,  
*Chairman.*

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The committee on the Judiciary, to whom was referred the following bills, have had the same under consideration, and have instructed me to report them back with the following recommendations:

No. 385, A.,

A bill to amend section 2, chapter 104, of the general laws of 1870, entitled "an act to aid the West Wisconsin Railway Company,"

With the recommendation that it be referred to the delegation representing Trempealeau county.

No. 207, S.,

A bill to extend the time for appeals for services rendered under the provisions of chapter 98, private and local laws of 1857, and chapter 89, private and local laws of 1858, relating to state roads,

With the recommendation that it be referred to the delegation representing the counties of Crawford, Richland, Vernon and Monroe.

No. 163, S.,

A bill to authorize the town of Port Washington, in the county of Ozaukee, to vote a tax for the purpose of aiding in building the harbor at the village of Port Washington,

With the recommendation that it be referred to the Ozaukee county delegation.

No. 149, S.,

A bill to authorize the town of Grand Rapids, in the county of Wood, to keep an office and hold elections within the limits of the city of Grand Rapids.



With the recommendation that it be referred to the delegate representing the city of Grand Rapids.

No. 190, S.,

A bill relating to the county court of the county of Green Lake.

With the recommendation that said bill be referred to the Green Lake county delegation.

No. 684, A.,

A bill to repeal chapter 311, private and local laws of 1862, entitled an act to fix the salary of the clerk of the circuit and county courts of the county of Milwaukee.

With the recommendation that it be referred to the Milwaukee county delegation.

No. 495, A.,

A bill to amend section 28 of chapter 7 of the revised statutes entitled of elections.

With the recommendation that it be referred to the special committee on the registry law.

No. 496, A.,

A bill to provide for the collection of judgments in certain cases.

No. 701, A.,

A bill to amend chapter 474 of the private and local laws of 1866, entitled an act to reduce an act incorporating the city of Janesville, and the acts amendatory thereof, into one act, and to amend the same.

No. 716, A.,

A bill to define and punish the offense of embezzlement.

No. 729, A.,

A bill to amend an act, entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10, 1869.

Without amendments, with the recommendation that said bills do pass.

No. 211, S.,

A bill to provide for the appointment of phonographic reporters in the counties of Sheboygan and Manitowoc.

With the recommendation that said Senate bill be concurred in.

No. 657, A.,

A bill to amend section 6 of chapter 134 of the revised statutes, entitled of executions and proceedings supplementary thereto.

No. 659, A.,

A bill to appropriate to Seymour Wilcox, the sum of two thousand dollars as payment in full for the land upon which the State Prison is located.

No. 715, A.,

A bill in relation to the preservation and use of testimony.

No. 737, A.,

A bill to amend chapter 121, of the general laws of 1868, entitled an act relative to the compensation of County Judges.

With the recommendation said bills be indefinitely postponed.

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's compilation of the general laws of this State for the use of the State,

With amendment, with the recommendation that it do pass when so amended.

D. HALL, |  
Chairman.

On motion of Mr. Hall,

The rules were suspended, and

No. 211, S.,

Was read a third a third time and concurred in.

Nos. 385, A., 207, 163, 149, 190, S., 684 and 495, A.,

Were severally referred, as recommended.

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The committee on Railroads, to whom were referred the following bills, respectfully report the same back to the house, as follows :

No. 373, A.

A bill to amend an act entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company,

With amendments, and recommend its passage when so amended.

No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company,

Without amendment, and recommend that it do pass.

No. 178, S.,

A bill to authorize certain towns, cities and villages therein named to aid the Milwaukee and Northwestern Railroad Company,

With amendment, and recommend its concurrence when so amended.

No. 700, A.,

A bill to promote the construction of horse railways in the city of Janesville,

Without amendment, and recommend its passage.

No. 625, A.,

A bill to incorporate the Winona and Osseo railroad company,

Without amendment, and recommend that it do pass.

No. 718, A.,

A bill to incorporate the Neilsville and Humbird Railroad Company,

With amendment, and recommend its passage when so amended.

J. S. CURTIS,  
Chairman.

The committee on Enrolled Bills reported to His Excellency, the Governor, for his approval, the following bills, on the 28th of February :

No. 206, A.,

A bill to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 176, A.,

A bill for the equal distribution of the drainage fund in the county of Marathon.

No. 248, A.,

A bill to amend chapter 19 of the general laws of 1870, entitled an act to regulate the running of railroad trains in certain cases.

No. 348, A.,

A bill to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies.

No. 243, A.,

A bill to incorporate Lake Geneva Seminary.

No. 193, A.,

A bill to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county.

No. 356, A.,

A bill to change the name of Jacob Nininger to Jacob Fredrick Stahl.

No. 265, A.,

A bill to amend section 20, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 278 A.,

A bill to extend the time for the selling of lands in the county of Kenosha for the non-payment of taxes.

No. 212, A.,

A bill to provide for the purchase of 300 copies of Webster's Dictionary.

No. 320, A.,

A bill for the preservation of fish in the waters of Pike Lake, Washington county.

No. 541, A.,

A bill to extend the time for the collection of taxes in the town Gratiot, in LaFayette county, Wisconsin.

No. 230, A.,

A bill to incorporate the village of Markesan, and to repeal chapter 222, of the private and local laws of 1868, entitled "an act to incorporate the village of Markesan, and acts amendatory thereof."

No. 599, A.,

A bill to amend chapter 486 private and local laws of 1870, entitled an act to amend and revise the charter of the village of Fort Atkinson, Jefferson county.

No. 402, A.,

A bill to extend the time for the collection of taxes in the towns of Stockton and Plover, in Portage county.

THOS. SANDERSON,

*Chairman.*

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The committee on Incorporations to whom was referred,

No. 610, A.,

A bill to incorporate the Milwaukee Yacht Club.

No. 614, A.,

A bill to incorporate the village of Dartford.

No. 621, A.,

A bill to amend sections 4 and 16 of chapter 152 of the local laws of 1867, entitled an act to amend an act to incorporate the village of Geneva.

No. 629, A.,

A bill granting additional authority to the board of trustees to improve the streets and highways in the village of Neenah.

No. 648, A.,

A bill to incorporate the United Cemetery Association of the town of Abbott, in the county of Sheboygan, Wis.

No. 665, A.,

A bill to amend section 3 of chapter 177, private and local laws of 1870, entitled an act to incorporate Plymouth Lyceum.

No. 671, A.,

A bill to incorporate the Phoenix Mining Company.

No. 675, A.,

A bill to amend the 20th sub-division of section 22 of chapter 32 of the general laws of 1865, entitled an act to incorporate the village of Darlington, approved April 7, 1865.

No. 682, A.,

A bill to amend section 10 of chapter 176, private and local laws of 1860, entitled an act to incorporate the village of Mauston.

Have had the same under consideration, and report the said bill back without amendment, and recommend that they do pass.

No. 166, S.,

A bill to incorporate the Manitowoc Dry Dock Company.

No 225, S.,

A bill to amend section 1, chapter 150 of the private and local laws of 1870, entitled "an act to incorporate the Milwaukee Publishing Company."

No. 268, S.,

A bill to amend chapter 500 of private and local laws of 1868, entitled an act to consolidate and amend an act to incorporate the city of Madison and the several acts amendatory thereof.

Have considered the same, and report the said bills back with the recommendation that they be concurred in. Also,

No. 164, S.,

A bill to amend section 1, of chapter 313, of the private and local laws of 1867, entitled an act to incorporate the city of Mayville,

And report said bill back with the recommendation that it be indefinitely postponed.

Your committee have also considered

No. 420, A.,

A bill to incorporate the Scandinavian Brother Association.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville,

No. 447, A.,

A bill to incorporate the German Evangelical Lutheran Kreuz Gemeinde unaltered. Ausburger Confession, of the ninth ward of the city of Milwaukee, Wisconsin.

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

No. 660, A.

A bill to incorporate the State Dental Society.

Also

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nazians.

And

No. 192, S.,

A bill to incorporate the Singing Section of the Freie Gemeinde, of the city of Milwaukee.

And report the same back without recommendation, with the remark that in the opinion of this committee the several objects sought to be obtained by said bills, can better be obtained under chapter 77 of the general laws of 1866, and other general laws on the subject of incorporations, then by any of said bills respectively.

And report back

No. 428, A.,

A bill to incorporate the North Bay Company,

With amendments, and recommend its passage when so amended.

J. A. BAKER,

*Chairman.*

On motion of Mr. Orton,

The rules were suspended, and

No. 268, S.,

Was read a third time and concurred in.

## REPORTS OF SELECT COMMITTEES.

The Select committee, to whom was referred

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay, and the several acts amendatory thereof.

Respectfully report the same back to the House with amendments and recommend its passage when so amended.

J. S. CURTIS,  
*Chairman.*

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The Milwaukee City Delegation, to whom was referred

No. 732, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named.

Have had the same under consideration, and have instructed me to report the same back with amendment, and recommend its passage when so amended.

D. H. RICHARDS,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed:

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau,

No. 498, A.,

A bill to incorporate the Faulkner Browning Construction Company.

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state.

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park,

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Buffalo, in Bayfield county.

No. 165 A.

A bill to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1869, amending chapter 28."

No. 516, A.,

A bill to provide for serving notices of trial and filing notices of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

No. 647, A.,

A bill to authorize Wm. Besser to construct and run a steamboat on Lake La Belle, in the county of Waukesha.

No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menominee, Dunn county, Wisconsin.

No. 569, A.,

A bill to incorporate the Sheboygan Gas Light Company.

No. 622, A.,

A bill to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 448, A.,

A bill to incorporate the German-English School Association of Racine.

No. 483, A.,

A bill to authorize the Wisconsin Northern railroad company to receive subscriptions of stock from towns, cities and villages on the line of said road.

A. ROOD,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 171, S.,

A bill to amend chapter 275 private and local laws of 1870, entitled an act to incorporate the city of Manitowoc.

No. 259, S.,

A bill to incorporate the village of Hartford, in the county of Washington.

No. 96, S.,

A bill to incorporate the Waupaca county academy.

No. 223, S.

A bill to authorize certain towns in the county of La Fayette to aid in the construction of a railroad from the village of Monroe, in Green county, westwardly through La Fayette county to the Mississippi river.

No. 186, S.,

A bill to provide for the publication of a catalogue of the library of the State Historical Society, to amend chapter 185 of the general laws of 1866, relative to the publication of certain collections of said society, and to provide for the publication of a catalogue of the state library.

No. 188, S.,

A bill to amend certain sections of chapter 133 of general laws of 1863, entitled an act to authorize county supervisors to lay out and establish highways in certain cases.

No. 198, S.,

A bill to amend chapter 14, revised statutes, entitled of resignations, vacancies and removals, and of the supplying of vacancies.

No. 30, S.,

A bill to amend section 17, chapter 242, general laws 1863, entitled an act to provide for the enrollment of persons liable to perform military duty, and the organization of the state militia for active service, and the different acts amendatory thereof.

No. 213, S.,

A bill to incorporate the Watertown and Lake Superior Railroad Company,

And I am directed to inform you that the Senate refuses to concur in the Assembly amendment to

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state,

And also, I am directed to inform you that the Senate has concurred with the Assembly in

No. 50, A.,

A bill to amend chapter 420 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company,

No. 46, A.,

A bill to incorporate the Green Bay Literary Institute,

No. 58, A.

A bill to amend section 33, of chapter 121, of the revised statutes entitled an act "of the jurisdiction of justices of the peace in criminal cases, and the proceedings therein."

No. 268, A.,

A bill to authorize a special venire when from any cause there is an entire absence of jurors of the regular panel.

No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

No. 306, A.,

A bill to repeal section 2, of chapter 152, of the private and local laws of 1866, entitled an act to amend the act entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.



No. 94 A.,

A bill in relation to actions for the recovery of real property.

No. 801, A.,

A bill to incorporate the Peshtigo River Improvement Company.

No. 388, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac, Wisconsin.

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### SPECIAL ORDER

No. 73, A.,

A bill to establish the Wisconsin institution for the education of idiotic and feeble minded youth,

Being the special order for this evening,

Was, on motion of Mr. Merrill,

Recommitted to a select committee of three.

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On motion of Mr. Swain,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE ON

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane.

In which a committee of the whole made progress, and obtained leave to sit again.

After some time spent in the consideration thereof, the committee of the whole, through their chairman, reported said bill back, with amendments.

The amendments reported thereon by the Committee of the Whole were adopted, and

Said bill was ordered engrossed.

Mr. Freeman moved a call of the House, which motion being seconded, and

The roll being called,

The absentees on leave were

Messrs. D. W. Briggs and Sherman.

The absentees without leave were :

Messrs. Allen, Anderson Ayres, Barnes, Chambers, Oons, Curtis, Dick, Fay, Field, Fryer, Hammond, Hinkley, Hoskins C. M. Hoyt, J. W. Hoyt, Jeffers, Judd, Knoell, Kuntz, Lonergan, Mason, Marvin, McDonald, McIntosh, Merriam, Meyer, Montgomery, Morgan, More, Moulton, Nichols, Otting, Peterson, R. T. Powell, Rankin, Richter, Rood, Rounds, Rusch, Wagner and Weil.

## REPORT OF SERGEANT-AT-ARMS.

MR. SPEAKER :

Under the present call of the House I have to report that the absentees without leave are present and in their seats.

SAM. S. FIFEILD,  
*Sergeant-at-Arms.*

Mr. Pease moved that the Assembly do now adjourn.

Which motion was lost.

Mr. Bailey moved that leave of absence be granted to the gentleman from Marquette (Mr. Pease) for one hour and a half,

Which motion was lost.

Mr. Freeman moved that the Assembly do now adjourn,

Which motion was lost.

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On motion of Mr. Bailey,  
The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. King in the chair.

After some time spent therein the committee rose and through their chairman reported as follows :

MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, report back sundry bills as follows :

No. 69, A.,

A bill providing for judgments for want of prosecution,

No. 688, A.,

A bill to amend chapter 437. local laws of 1868, entitled an act relating to the city of Portage.

With amendment.

No. 324, A.,

A bill to confer civil and criminal jurisdiction on the county court of Chippewa county,

Without amendment.

No. 872, A.,

A bill for the payment of the railroad license money to the towns, cities and incorporated villages which are justly entitled to the same,

With amendment.

## MISCELLANEOUS PROCEEDINGS:

On motion of Mr. Fay,  
The rules were suspended  
The amendments reported to  
No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix,  
Polk, Barron and Burnett,

On motion of Mr. Vaughn,  
Said bill was further amended by striking therefrom Polk and  
Burnett counties

Said bill was then read a third time and passed.

The title was amended by striking therefrom Polk and Burnett  
counties.

Subsequently on motion of Mr. Vaughn,

The vote by which said bill was passed was reconsidered,

Then the vote by which Mr. Vaughn's amendment was adopted  
was reconsidered.

Said amendment was amended by striking therefrom Polk county.

Said amendment as amended was adopted, and

The bill was again passed.

The title thereto was amended again so as to read

A bill for the preservation of game in the counties of St. Croix,  
Polk and Barron.

On motion of Mr. Blake,

The rules were suspended for the consideration of

No. 429, A.,

A bill to provide for the furnishing, by hotel and inn keepers, of a  
means of escape in case of fire,

Mr. Bailey moved to refer said bill to a Select committee of three  
Which was lost,

Said bill was then read a third time and passed.

On motion of Mr. P. R. Briggs,

The rules were suspended, and

No. 682, A.,

A bill to amend section 10, of chapter 176, private and local laws  
of 1860, entitled an act to incorporate the village of Mauston,

Was read a third time and passed.

On motion of Mr. Orton,

The rules were suspended,

The amendment reported to

No. 562, A.,

A bill to incorporate the Dane County Manufacturing Company,  
Was concurred in,

And said bill was read a third time and passed.

On motion of Mr. Cheeney,

The rules were suspended, and

No. 559, A.,

A bill relating to the disposition of the drainage fund in Monroe county.

Was read a third time and passed.

On motion of Mr. Cheney,

No. 215, A.,

A bill to provide for the laying out and establishing of a state road from Rudd's Mills, in the town of Eaton, in Monroe county, to Morrison Creek, in the town of Albion, in the county of Jackson, and to appropriate the drainage fund of the towns through which such road shall pass for the purpose of grading and improving the same.

Was taken from the general file, and

The rules being suspended thereon,

Was read a third time and passed.

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#### LEAVE OF ABSENCE

Said bill was granted to Mr. Peterson, indefinitely.

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On motion of Mr. P. R. Briggs,  
The Assembly adjourned.

FRIDAY, MARCH 3, 1871,

10 o'clock, A. M.

The Assembly met.

The Speaker in the Chair.

Prayer by the Rev. Mr. Kampmeyer.

#### REPORTS OF STANDING COMMITTEES.

The committee on Education, to whom were referred,

No. 170, A.,

A bill to alter the boundaries of certain school districts,

Had the same under consideration and report the same back with an amendment and recommended its passage when so amended.

No. 712, A.,

A bill to authorize the county board of supervisors of the county of Trempealeau to fix the salary of the county superintendent of schools.

No. 726, A.,

A bill to authorize the city of Stevens Point to aid in the construction of a normal school building in said city.

No. 226, S.,

A bill to amend an act entitled an act to incorporate the Waupaca Union School District, in the county of Waupaca.

No. 236, S.,

A bill to further provide for a course of instruction in the state Normal schools, of pupils of the Soldiers' Orphan's Home.

No. 574, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled an act to establish a township system of school government.

No. 731, A.,

A bill to provide for an appropriation to the State University for improving and increasing its library.

No 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled " an act to codify the laws of the state relating to common schools,"

Had the same under consideration, report the same back with the recommendation that they do pass.

No. 686, A.,

A bill to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin,

Report the same back with an amendment, and recommend its passage when so amended.

C. C. KUNTZ,  
*Chairman.*

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The joint committee on Claims have had under consideration the following bills :

No. 175, A.,

A bill to create the office of Assistant Superintendent of Public Property,

And respectfully report it back without recommendation.

Also,

No. 688, A.,

A bill to provide compensation for opening the present session and for indexing and completing the transcribing of the journals of the Senate and Assembly,

And have instructed me to report the same back with its passage recommended.

A. NICHOLS,  
*Chairman.*

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The committee on Claims report back

No. 107, S.

A bill to organize a State board of charities and reforms,

And recommend that it be referred to the committee on Charitable and Benevolent Institutions.

A. NICHOLS,  
*Chairman.*

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No. 107, S.,

Above reported, was so referred.

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The committee on Incorporations, to whom was referred

No. 258, A.,

A bill to revise the charter of the city of Chippewa Falls.

No. 628, A.,

A bill to incorporate the Esterly Shumway Manufacturing and Construction Company,

Have considered the same, and report said bills back, with amendments, and recommend that said bills pass when so amended.

No. 153, S.,

A bill to incorporate the village of Durand, Pepin county, Wisconsin.

And report said bill back, with amendment, and recommend that it be concurred in when so amended.

J. A. BAKER,  
*Chairman.*

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The committee on Legislative Expenditures have had under consideration

• Res No. 11, S.,

Providing for furnishing Legislative Manuals to the assistant clerks, bookkeepers, as instant sergent-at-arms, clerks of standing committees and door keepers of both houses of the legislature,

And report the same back with the recommendation that it be indefinitely postponed.

H. A. CHASE,  
*Chairman.*

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The committee on Federal Relations, to whom was referred  
No. 14, A.,

A memorial to Congress for building a postoffice and custom house at Racine, Wis.,

Have had said memorial under consideration and recommend the passage of the same.

HENRY COUSINS,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom were referred

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company,

Respectfully report that they have had the same under long consideration. The evidence before them is printed and before the Assembly. Arguments by council have been heard in the Assembly. The bill, with amendments, your committee through their chairman, report back without recommendation.

U. D. MIHILLS,  
*Chairman.*

P. SEMPLE,  
C. F. FREEMAN,  
G. W. KING,  
R. P. MANSON,

## REPORTS OF SELECT COMMITTEES.

The committee composed of the representatives from the county of Trempealeau, have had under consideration

No. 385, A.,

A bill to amend section 2, chapter 104, of the general laws of 1870, entitled "an act to aid the West Wisconsin Railway Company,"

Report the same back with the unanimous recommendation that it do pass.

ALEX. W. ARNOLD,  
*Chairman.*

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The select committee to whom was referred

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago,

Report it back with recommendation that it do pass.

W. P. ROUNDS,  
*Chairman.*

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The Milwaukee City Delegation have had under consideration the following bills, and have instructed me to report the same back with the following recommendations.

No. 363, A.,

A bill to amend chapter 120, of the private and local laws of 1870, entitled "an act to provide for the appointment of a public administrator for the city and county of Milwaukee,"

With the recommendation that it do pass.

No. 417, A.,

A bill to authorize the city of Milwaukee to aid in the construction of a railroad from the city of Oshkosh to the city of Ripon,

With the recommendation that it do pass.

No. 477, A.,

A bill to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.

With an amendment and recommend its passage when so amended.

No. 584, A.,

A bill to amend section one of chapter 282 of the private and local laws of 1868, entitled an act to amend an act relating to the public schools of the city of Milwaukee,

With amendment, and recommend its passage when so amended.

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of Police of the city of Milwaukee,



With an amendment, and recommend its passage when so amended.

No. 416, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate in the 6th ward of said city for the purposes therein named,

With amendment, and recommend its passage when so amended.

No. 418, A.,

A bill to amend an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 10th, 1869, and an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 12th, 1870.

With the recommendation that it do pass.

D. H. RICHARDS,  
*Chairman.*

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The Select committee to whom was referred

No. 741, A.,

A bill to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.

Report the same back and recommend the same do pass.

S. A. PEASE,  
*Chairman.*

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The select committee, consisting of the Green Lake County Delegation, to whom was referred

No. 190, S.,

A bill relating to the county court of the county of Green Lake,

Report the same back and unanimously recommend the passage thereof.

A. NICHOLS,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has refused to concur with the Assembly in,

Jt. Res. No. 25, A.,

Requiring persons asking compensation under the provisions of bill No 43, S., to present their claims to the committee on State Affairs.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present to you for signature,  
No. 172, S.,

A bill to amend chapter 107, private and local laws of 1867, entitled an act to authorize the appointment of a phonographic reporter for the circuit courts of the counties of Milwaukee and Kenosha,

Said bill was signed by the Speaker.

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 542, A.,

A bill to incorporate the Beloit Water-power Company,  
And has amended, and concurred in as amended,

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to incorporate the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 398 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 474, of the local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same,

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## SENATE MESSAGE OF YESTERDAY CONSIDERED.

On motion of Mr. Field,

The Assembly insisted on its amendment to  
No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state,  
And asked a committee of conference thereon,

And the Speaker appointed as such committee on the part of the Assembly, Messrs. Field, Maxon and Allen.

The following Senate bills were severally read a first and second times and referred :

No. 186, S.,

A bill to provide for the publication of a catalogue of the library of the State Historical Society, to amend chapter 135, of the general laws of 1866, relative to the publication of certain collections of said society, and to provide for the publication of a catalogue of the state library.

To committee on Printing.

No. 188, S.,

A bill to amend certain sections of chapter 183 of general laws of 1863, entitled an act to authorize county supervisors to lay out and establish highways in certain cases.

To Committee on Roads, Bridges and Ferries.

No. 198, S.,

A bill to amend chapter 14 of revised statutes, entitled of resignations, vacancies and removals, and of the supplying of vacancies,

To committee on Judiciary.

No. 30, S.,

A bill to amend section 17, chapter 242, general laws 1863, entitled an act to provide for the enrollment of persons liable to perform military duty, and the organization of the state militia for active service, and the different acts amendatory thereof.

To committee on Military Affairs.

No. 213, S.,

A bill to incorporate the Watertown and Lake Superior Railroad Company.

To committee on Railroads.

No. 171, S.,

A bill to amend chapter 275, private and local laws of 1870, entitled an act to incorporate the city of Manitowoc,

To committee on Incorporations.

No. 259, S.,

A bill to incorporate the village of Hartford, in the county of Washington,

To the Washington county delegation.

No. 96, S.,

A bill to incorporate the Waupaca County Academy.

To committee on Education.

No. 223 S.,

A bill to authorize certain towns in the county of La Fayette to aid in the construction of a railroad from the village of Monroe, in Green county, westwardly through La Fayette county, to the Mississippi river.

To committee on Railroads.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau.

No. 483, A.,

A bill to authorize the Wisconsin Northern Railroad Company to receive subscriptions of stock from towns, cities and villages on the line of said road,

Were severally read a third time and passed.

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**BILLS REPORTED BY A COMMITTEE OF THE WHOLE.**

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February, in each year, and to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year."

Was ordered engrossed.

The amendment reported by the Committee of the Whole to

No. 537, A.,

A bill to amend the charter of the city of Oshkosh in the manner therein set forth,

Was adopted, and

Said bill was ordered engrossed.

The amendment reported by the Committee of the Whole to

No. 26, S.,

A bill to authorize the reviewing of the state road from Lone Rock, in Richland county, to Kickapoo Center, in Vernon county, Was concurred in, and said bill was ordered to a third reading.

No. 536, A.,

A bill to legalize the returns of the Portage County Agricultural Society,

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1866, entitled an act to incorporate the village of Sparta,

Were severally ordered engrossed.

No. 102, S.,

A bill to appropriate to the widow of the Hon. Byron Paine, late Associate Justice of the Supreme Court, the sum of one thousand dollars.

Was ordered to a third reading.

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bate, Blake, Chambers, Chase, Cheney, Cousins, Curtis, Eastman, Fitzgerald, Freeman, Galagan, Hall, Hinkley, Hixon, J. W. Hoyt, Jeffers, Judd, King, Kuntz, Manson, McCormick, McDill, McDonald, McIntosh, Merrill, Montgomery, Morgan, More, Orton, Pease, Pengra, R. T. Powell, Rankin, Richter, Rood, Rounds, Samuel-

son, Semmann, Semple, Sherman, Smith, Trumer, Vaughn, Watts, J. S. White and Mr. Speaker, Smith—51.

Those voting in the negative were

Messrs. Bailey, Baker, Ball, Barnard, Barnes, Bowen, P. R. Briggs, Coons, Dana, Davis, Dick, Field, Fryer, Harris, Heimdall, Holloway, Hoskins, Hoyer, Humphrey, Loneragan, Marvin, Maxon, Meyer, Mihills, Moulton, Nichols, Ockler, Oetting, O. S. Powell, Rhodes, Richards, Rusch, Sanderson, Swain, Torgerson, Wagner and Weil—37.

Those absent or not voting were

Messrs. Bacon, Bremner, D. W. Briggs, Fay, Hammond, C. M. Hoyt, Keenan, Knoll, Merriam, Peterson, Thorn and S. A. White—12

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### MISCELLANEOUS PROCEEDINGS.

Mr. Cousins moved that

No. 1, A.,

A bill to incorporate the Chippewa River Improvement Company, Be taken from the General File, and

Made the special order for Tuesday evening next, at 7 o'clock P. M.

Mr. Field moved to amend the motion of Mr. Cousins by substituting for "Tuesday evening, at 7 o'clock P. M.," Wednesday morning, at 10 o'clock A. M."

Which motion was adopted, and

~~It~~ Said amendment, as amended, prevailed.

On motion of Mr. Field,

No. 753. A.,

A bill to apportion the State into Senate and Assembly districts, Was taken from the General File, and

Made the special order for Tuesday next, at 7 o'clock P. M..

Which motion prevailed.

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### CONSIDERATION OF REPORT OF COMMITTEE OF THE WHOLE CONTINUED.

To

No. 119, S.,

A bill relating to the fees of deputy clerks of circuit courts, and amendatory of section 1 of chapter 93 of the general laws of 1867, entitled an act to provide for the compensation of deputy clerks of the circuit courts in the respective counties of this State,

Mr. Field offered the following amendment:

Substitute for section one,

"Chapter 93 of the general laws of 1867, is hereby repealed."

Pending the consideration of which,

On motion of Mr. Field,

41—A.

Said bill and pending amendments were re-committed to the committee on Judiciary.

No. 128, S.,

A bill to repeal section 1, chapter 121, general laws of 1868, entitled an act relative to the compensation of county judges.

Was, on motion of Mr. Wagner,

Re-committed to a Select committee of three, and

The Speaker announced as such committee, Messrs. Wagner, Hall and Orton.

Mr. Maxon moved that

No. 193, S.,

A bill to appropriate money to pay witnesses for the State in a certain case,

Be indefinitely postponed.

Mr. Nichols moved that said bill be re-committed to committee on Claims.

Which motion to re-commit prevailed.

No. 824, A.,

A bill to confer civil and criminal jurisdiction on the county court of Chippewa county.

Was indefinitely postponed.

Mr. Pease moved that

No. 372, A.,

A bill for the payment of the railroad license money to the towns, cities and incorporated villages which are justly entitled to the same,

Be re-committed to the committee on Assessment and Collection of Taxes, and accepted an amendment by Mr. Bowen to substitute for "the committee on Assessment and Collection of Taxes," "a select committee of five."

Mr. Hall moved that the further consideration of said bill be postponed to Tuesday next at 11 o'clock, A. M.

Which motion to postpone to a day certain, taking precedence, prevailed.

Mr. Hall then moved that said bill be made the Special Order for that time.

Which motion prevailed.

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Leave of absence was granted,

To Messrs. R. T. Powell and Cheney, indefinitely.

To Messrs. Ayres, Eastman, and Bacon to Monday evening next.

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On motion of Mr. Rood,

The Assembly adjourned to 7 1-2 P. M.

7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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### MISCELLANEOUS PROCEEDINGS.

Mr. King moved that the vote by which the Assembly this morning passed

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau,

Be re-considered,

Which motion prevailed.

Mr. King then moved that said bill be re-committed to committee on Town and County Organization,

Which motion prevailed.

On motion of Mr. Bremner,

No. 169, S.,

A bill to authorize town supervisors to construct drains in certain cases.

Was taken from the general file,

And the rules being suspended,

Said bill was read a third time and concurred in.

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### REPORTS OF STANDING COMMITTEES.

The committee on Agriculture to whom was referred the following bills, have had the same under consideration and directed me to report as follows :

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents,

With amendments,

And recommend its passage when amended.

No. 694, A.,

A bill for the relief of the Adams County Agricultural and Mechanical Association.

No. 743, A.,

A bill to amend section 3 of chapter 102 of the general laws of 1868, entitled an act to encourage the planting and growth of trees, and for the protection thereof,

And recommend their passage.

A. SHERMAN,  
*Chairman.*

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The committee on Railroads, to whom was referred

No. 672, A.,

A bill to incorporate the Prescott River Falls and Northern Railroad Company,

Have had the same under consideration, and I am instructed to report it back with amendments, and to recommend its passage when so amended.

J. S. CURTIS,  
*Chairman.*

---

The committee on Charitable and Benevolent Institutions to whom was referred

No. 107, S.

A bill to organize a State board of charities and reforms,

Have had the same under consideration, and report the same back by substitute, and recommend the passage of the substitute. The committee also recommend that the substitute be printed.

WILLARD MERRILL,  
*Chairman.*

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The committee on Contingent Expenses, to whom was referred,  
No. 509, A.

A bill to authorize the Superintendent of Public Property to furnish stationery to the engineer and fireman of the capitol and to their two assistants,

Have had the same under consideration and have instructed me to report the same back with amendments and without recommendation.

E. MONTGOMERY,  
*Chairman.*

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The committee on Incorporations, to whom was referred

No. 602, A.,

A bill to amend chapter 474 of the local laws of 1866, entitled an act reducing the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.



Have had the same under consideration, and report the same back with the recommendation that it do pass.

No. 261, A.,

A bill to incorporate the Wood County Improvement and Construction Company.

No. 5-2, A.,

A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company,

And report the same back, with amendments, and recommend their passage when so amended.

No. 171, S.,

A bill to amend chapter 275 private and local laws of 1870, entitled an act to incorporate the city of Manitowoc,

And report the same back with recommendation that its passage be concurred in.

J. A. BAKER,

*Chairman.*

---

The committee on Swamp and Overflowed Lands, to whom was referred

No. 188, S.,

A bill to repeal section 2 and amend section 8, chapter 860, private and local laws of 1870, entitled an act to provide for the disposal and expenditure of the drainage fund arising from certain sections therein named, in Waupaca county.

No. 121, S.,

A bill to repeal chapter 297 local laws of 1868, entitled an act to appropriate the drainage fund in the town of Caledonia, in Waupaca county, for highway purposes, and chapter 124 of local laws of 1869 amendatory thereto.

Have had the same under consideration, and respectfully report the same back to the house, and recommend that they do pass.

W. P. ROUNDS,

*Chairman.*

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The committee on Judiciary to whom was referred

No. 113, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

Respectfully report the same back to the House, with the recommendation it be concurred in.

D HALL,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the the following bills and find them correctly engrossed :

No. 561, A.,

A bill to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Avoca in the county of Iowa,

No. 300, A.,

A bill to amend an act entitled an act to amend an act to incorporate the Peashtigo Lumbering and Manufacturing Company,

No. 401, A.,

A bill in relation to the collection of taxes.

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court,

No. 412, A.,

A bill to amend chapter 68 of the general laws of 1867, entitled "an act to amend section 1 of chapter 164 of the general laws of 1865," entitled "an act to amend chapter 40 of the general laws of 1861," entitled "an act requiring the owners of certain machines to guard against accidents."

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac,

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county,

No. 527, A.,

A bill to incorporate the White River Dam Log Driving and Boom Company.

A. ROOD,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills, and find them correctly engrossed:

No. 572, A.,

A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company.

No. 518, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 13th, 1855.

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 132 of the revised statutes, entitled of issues made, of trial and judgment in civil cases.

No. 501, A.,

A bill to amend section 1 of chapter 94 of the revised statutes, entitled "of the sale of lands for the payment of debts, by executors, administrators and guardians," and section 1 of chapter 270 of the general laws of 1864, entitled "an act relating to homesteads."

No. 505, A.,

A bill to enable damages in certain cases to be paid by the first ward of the city of Oshkosh.

No. 525, A.,

A bill to incorporate the Savings Bank of Ripon.

No. 366, A.,

A bill to enable the city of Madison, in this State, to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

No. 291, A.,

A bill to incorporate the village of Augusta,

No. 543, A.,

A bill to Incorporate the Village of Winneconne, in the County of Winnebago.

No. 487, A.,

A bill to incorporate the Menasha savings bank,

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor,

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

A. ROOD,

*Chairman.*

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The committee on Enrolled Bills, reported to the Governor for approval, the following bills :

No. 547, A.,

A bill to vacate certain streets in the village of Taycheedah, in the county of Fond du Lac.

No. 264, A.,

A bill to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes.

No. 409, A.,

A bill to authorize Julian Albrecht and others to build and maintain a pier extending into the waters of Green Bay.

No. 376, A.,

A bill to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

No. 484, A.,

A bill to extend the time for the collection of taxes in the town of Oakdale, in the county of Monroe.

No. 293, A.,

A bill to enable the towns of Sparta, Leon, Jefferson and Portland in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua in the county of Vernon,

No. 308, A.,

A bill to change the name of Amund Kjustolson, of Waupun, to Amund Kjustolson Dahl.

No. 411, A.,

A bill to change the name of William Sabine to William Bishop, and make him the heir-at-law of Thomas W., and Joanna H. Bishop.

No. 554, A.,

A bill to extend the time for the collection of taxes in Eau Claire county for the year 1870.

No. 289, A.

A bill to change name of William Thomas Bulfinch to William Thomas White, and make him the heir-at-law of Noah and Elizabeth White of Mount Pleasant, Green county, Wisconsin.

No. 275, A.,

A bill to amend section 9 of chapter 27 of the private and local laws of 1870, entitled an act to incorporate the Spencerian Business College.

No. 564, A.,

A bill to provide for the expenditure of the drainage fund in the town of Lamartine, in the county of Fond du Lac, for highway purposes.

No. 195 A.,

A bill to amend section 8, chapter 138, of the general laws of 1870, entitled "an act for the destruction of Lynxes, Wolves, and Wild Cats."

No. 269 A.,

A bill relating to, and amendatory of, section 6 of chapter 160 of the general laws of 1859, entitled "an act to prescribe and limit the rate of interest,"

No. 347, A.,

A bill to change the name of district No. 3, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

No. 104, A.,

A bill to incorporate the Union Church Association of the town of Wiota, LaFayette county.

No. 486, A.,

A bill to legalize the official acts of the officers of the school board of school district No. 3, in the town of Marshall, in Richland county, for the school year ending September 30, 1870, and to authorize them to pay their teacher.

No. 545, A.,

A bill to authorize and require the clerk of the board supervisors of the county of St. Croix, to keep up and maintain an abstract of tax sales.

No. 297, A.,

A bill to change the name of Mary Elizabeth Williams, to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owon Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee.

No. 187, A.,

A bill to authorize the Sheboygan & Fond du Lac railroad company to extend its line of road to the Mississippi, to increase its capital stock, and change its corporate name.

No. 11, A.,

A bill to authorize the Portage, Winnebago and Superior railroad company to extend its road west from Superior.

No. 277, A.,

A bill to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No. 247, A.,

A bill to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys and apportion the same to district No. 6.

No. 209, A.,

A bill to authorize the commissioners of school and university lands to loan the trust funds to school districts, for the purpose of building school buildings therein.

No. 262, A.,

A bill to incorporate the Chester and Stevens Point Railroad.

THOMAS SANDERSON,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The delegate of Wood county, to whom was referred

No 149, S.,

A bill to authorize the town of Grand Rapids, in the county of Wood, to keep an office and hold elections within the limits of the city of Grand Rapids.

Has had the same under consideration, and reports the same back and recommend its passage

R. P. MANSON,

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The Special committee of the delegation from Fond du Lac county, to whom was referred

No. 156, S.,

A bill for the relief of the Fond du Lac county agricultural and mechanical society.

Have had the same under consideration, and report the same back to the House, and recommend that it be concurred in.

J. BOWEN,  
*Chairman.*

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The delegate from Portage county to whom was referred,  
No. 393, A.,

A bill to change the time for holding the terms of the circuit court in the county of Portage,

Has had the same under consideration, respectfully report the same back to the house with an amendment and recommended that it do pass when so amended.

THOS. H. McDILL,

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The select committee to whom was referred  
No. 742, A.,

A bill to incorporate a horse railway company in the city of Racine,

Has had the same under consideration, and reports the same back with an amendment, and respectfully recommends that when so amended it do pass.

L. S. BLAKE,

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 228, S.,

A bill to authorize the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in the county of Sheboygan, in a newspaper printed in the German language in that county.

And I am directed to inform you that the Senate concurred with the Assembly in,

No. 342, A.,

A bill to amend chapter 121, general laws of 1868, entitled an act relating to compensation of county judges.

M. C. No. 6, A..

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

And I am directed to present to you for signature,

No. 284, S.,

A bill to authorize the West Wisconsin Railway Company to construct a bridge across Willow river and Lake St. Croix, in Wisconsin.

Said bill was signed by the Speaker.

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On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE.

On the General File of Bills,

Mr. Merrill in the chair.

After some time spent therein the committee rose and through their chairman reported as follows :

#### MR. SPEAKER :

The Assembly in Committee of the Whole, have had under consideration the general file of bills, have made progress therein. and report back sundry bills as follows : .

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City, in Buffalo county, state of Wisconsin," approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo,

Without amendment.

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting ; also to add new territory to said district,

With amendment.

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions,

No. 588, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

Without amendment.

No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of 1869, entitled an act to amend sections 6, 15 and 29 of chapter 180 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

With amendment.

No. 619, A.,

A bill relating to the individual liability of the stockholders of the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

No. 635, A.,

A bill to incorporate the Fox River Iron Company.

No. 636, A.,

A bill to abolish Probate Fees in Outagamie county.

Without amendment. and

No. 637, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns and cities, and incorporated villages, in borrowing money, contracting debts, and loaning their credit.

With amendment.

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On motion of Mr. Rood,

The Assembly adjourned.



SATURDAY, MARCH 4, 1871,

10 o'clock, A. M.

The Assembly met.

The Speaker in the Chair.

Prayer by the Rev. Mr. Mather.

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MISCELLANEOUS PROCEEDINGS.

Mr. Swain moved that when the Assembly adjourn it be to Monday evening next at 7 1-2 o'clock,

Which motion prevailed.

On motion of Mr. Rood,

No. 412, A.,

A bill to amend chapter 68, of the general laws of 1867, entitled an act to amend section 1, of chapter 164, of the general laws of 1865, entitled an act to amend chapter 40, of the general laws of 1861, entitled an act requiring the owners of certain machines to guard against accidents,

Was recommitted to the committee on Agriculture.

The Speaker announced as the Select committee on

No. 73, A.,

A bill to establish the Wisconsin institution for the education of idiotic and feeble minded youth,

Messrs. Merrill, Chase and Ayres.

On motion of Mr. Smith,

The rules were suspended, and

No. 499, A.,

A bill to amend section 8, of chapter 155, general laws of 1863, entitled an act to codify the laws of this state, relating to common schools, so as to authorize female persons paying taxes, to become voters in school meetings,

Was taken up,

The amendments reported thereto by the Select committee thereon, were adopted, and

After some discussion thereon,

Mr. Hammond moved the previous question,

Which motion being seconded, and

The question being, shall the main question be now put?

The main question was ordered to be now put

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Atwater, Baker, Barnard, Bate, Blake, Coons, Dana, Davis, Dick, Field, Fitzgerald, Fryer, Hammond, Harris, Heimdal, Hinkley, Hixon, Humphrey, Judd King, Kuntz, McDill, Merriam, Merrill, More, Nichols, Etling, Pengra, O. S. Powell, Rhodes, Richards Rood, Sanderson, Semple, Sherman, Smith and Mr. Speaker Smith.—38.

Those voting in the negative were

Messrs. Arnold, Ball, Barnes, Bowen, P. R. Briggs, Curtis, Freeman, Galagan, Hall, Holloway, Hoyer, C. M. Hoyt, J. W. Hoyt, Keenan, Knell, Lonergan, Maxon, McCormick, McIntosh, Mihills, Montgomery, Morgan, Ockler, Orton, Pease, Rankin, Richter, Rounds, Samuelson, Semmann, Torgerson, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—37.

Those absent or not voting were

Messrs. Anderson, Ayres, Bacon, Bailey, Bremner, D. W. Briggs, Chambers, Chase, Cheney, Cousins, Eastman, Fay, Hosking, Jeffers, Manson, Marvin, McDonald, Meyer, Moulton, Peterson, R. T. Powell, Rusch, Swain, Thorn and Vaughn—25.

The question then being on the engrossment of the bill,

Engrossment was refused,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Arnold, Atwater, Baker, Barnes, P. R. Briggs, Curtis, Dana, Davis, Hammond, Harris, Judd, King, Kuntz, Maxon, McCormick, McDill, McIntosh, Merriam, Mihills, More, Nichols, Orton, Pengra, Rhodes, Richards, Sanderson, Semple, Sherman, Smith, Thorn, Trumer, Weil, J. S. White and Mr. Speaker Smith—34.

Those voting in the negative were

Messrs. Ball, Barnard, Bate, Blake, Bowen, Coons, Dick, Field, Fitzgerald, Freeman, Fryer, Galagan, Hall, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Keenan, Knell, Lonergan, Manson, Merrill, Montgomery, Ockler, Etling, Pease, O. S. Powell, Rankin, Richter, Rood, Rounds, Samuelson, Semmann, Torgerson, Wagner, Watts and S. A. White—42.

Those absent or not voting were

Messrs. Anderson, Ayres, Bacon, Bailey, Bremner, D. W. Briggs, Chambers, Chase, Cheney, Cousins, Eastman, Fay, Jeffers, Marvin, McDonald, Meyer, Morgan, Moulton, Peterson, R. T. Powell, Rusch, Swain and Vaughn—24.

## LETTERS, PETITIONS, MEMORIALS, ETC.,

Presented and referred.

By Mr. Speaker Smith :

Mem. No. 123, A.,

Of Dr. G. M. Steele, and the faculty of Lawrence University for an institution for the education of the feeble minded and idiotic children of the State.

To Select Committee, Messrs. Merrill, Chase and Ayres.

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REPORTS OF STANDING COMMITTEES.

The committee on Lumber and Manufactures, to whom was referred the following bills, having had the same under advisement, and report the same back to the house, as follows :

No. 699, A.,

A bill to authorize Anson Eldred, his associates, heir and assigns to maintain certain dams across the north branch of Oconto river,

Report the same back without recommendation.

No. 702, A.,

A bill to amend chapter 20 of the laws of 1852, entitled an act to amend an act to authorize George Lerwick to build and maintain a dam across Oconto river, approved February 16, 1842.

Report the same back and recommend its passage.

No. 704, A.,

A bill to amend chapter 506 of the private and local laws of 1867, entitled an act to prohibit obstructions in the Oconto river,

And report the same back and recommend its indefinite postponement.

U. D. MIHILLS,

*Chairman.*

---

The committee on enrolled bills, have examined the following bills and find them correctly enrolled.

No. 301, A.,

A bill to incorporate the Peshtigo River Improvement Company.

No. 281, A.,

A bill to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

No. 46, A.,

A bill to incorporate the Green Bay Literary Institute.

No. 58, A.

A bill to amend chapter 121, of the revised statutes entitled " of the jurisdiction of justices of the peace in criminal cases, and the proceedings therein."

No. 306, A.,

A bill to repeal section 2, of chapter 152, of the private and local laws of 1866, entitled an act to amend the act entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.

No. 268, A.,

A bill to authorize a special venire, when from any cause there is an entire absence of jurors of the regular panel.

No. 383, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac, Wisconsin.

No. 50, A.,

A bill to amend chapter 420 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company.

THOS. SANDERSON,  
*Chairman.*

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Your committee on Lumber and Manufactures, to whom were referred

No. 331, A.,

A bill to authorize Geo. E. More, J. P. More, and their associates to erect and maintain booms on the Little Wolf river, in the county of Waupaca,

Have had the same under consideration, and respectfully report the same back with amendments, and recommend its passage when amended.

U. D. MIHILLS,  
*Chairman.*

On motion of Mr. Mihills,

The rules were suspended,

The amendments reported to

No. 331, A.,

Were adopted, and

Said bill was read a third time and passed.

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Your committee on Lumber and Manufactures, to whom was referred,

No. 673, A.,

A bill to incorporate the Mill Creek Improvement and Log Driving Company,

Have had the same under consideration and respectfully report the same back and recommend that it do pass.

U. D. MIHILLS,  
*Chairman.*

The committee on Town and County Organization, to whom was referred

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau,

Have had the same under consideration, respectfully report the same back to the house with the recommendation that it do pass.

THOS. H. McDILL,

*Chairman.*

---

The committee on Enrolled Bills have examined and found correctly enrolled the following:

No. 582, A.,

A bill to incorporate the Beloit water-power company.

No. 342, A.,

A bill to amend chapter 121, of the general laws of 1868, entitled an act relating to compensation of county judges.

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

No. 94, A.,

A bill in relation to actions for the recovery of real property.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed.

No. 562, A.,

A bill to incorporate the Dane County Manufacturing Company.

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk and Barron.

No. 215, A.,

A bill to provide for the laying out and establishing of a state road from Rudd's Mills, in the town of Eaton, in Monroe county, to Morrison Creek, in the town of Albion, in the county of Jackson, and to appropriate the drainage fund of the towns through which such road shall pass for the purpose of grading and improving the same.

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1860, entitled an act to incorporate the village of Sparta.

No. 537, A.,

A bill to amend the charter of the village of Oshkosh in the manner therein set forth.

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February, in each year, and to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year."

No. 536, A.,

A bill to legalize the returns of the Portage County Agricultural Society.

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane.

A. ROOD,  
*Chairman.*

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The committee on Federal Relations to whom was referred,

No. 2, S.,

A memorial to Congress against the repeal of the tax on incomes, Have had the same under consideration and report the same back with the recommendation that the same do pass.

HENRY COUSINS,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Winnebago County Delegation, to whom was referred

No. 710, A.,

A bill to authorize the board supervisors of the town of Neenah in the county of Winnebago, to amend their proceedings in the award of damages in laying out a certain road,

Have had the same under consideration, and report it back with recommendation that it do pass.

W. P. ROUNDS,  
*Chairman.*

---

The Select Committee to whom were referred the following bills have had the same under consideration, and report as follows:

No. 495, A.,

A bill to amend section 28 of chapter 7 of the revised statutes, entitled of elections.

No. 26, A.,

A bill to repeal chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors.

No. 29, A.,

A bill to amend chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and preserve the purity of elections by a registration of electors,"

With a recommendation that they be indefinitely postponed, Mr. Pease dissenting on 26 and 29, A.

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages,

With a substitute, and recommend its passage.

W. W. FIELD,

Chairman.

### EXECUTIVE MESSAGES.

#### STATE OF WISCONSIN,

##### EXECUTIVE DEPARTMENT,

Madison, March 4, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive approval and have been deposited in the office of the Secretary of state:

No. 541, A.,

An act to extend the time for the collection of taxes in the town Gratiot, in LaFayette county, Wisconsin.

No. 278 A.,

An act to extend the time for the selling of lands in the county of Kenosha for the non-payment of taxes.

No. 212, A.,

An act to provide for the purchase of 300 copies of Webster's Dictionary.

No. 356, A.,

An act to change the name of Jacob Viniger to Jacob Frederick Stahl.

No. 265, A.,

An act to amend section 20, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 206, A.,

An act to provide for laying out and establishing a state road from the town of Seymour, in Outagamie county, to a point therein named, in Shawano county.

No. 248, A.,

An act to amend chapter 19 of the general laws of 1870, entitled an act to regulate the running of railroad trains in certain cases.

No. 176, A.,

An act for the equal distribution of the drainage fund in the county of Marathon.

This bill not approved, allowed to become a law, by length of time.

No. 348, A.,

An act to amend section 1 of chapter 77, of the general laws of 1868, entitled an act to provide for the incorporation of Bible and Literary societies.

No. 243, A.,

An act to incorporate Lake Geneva Seminary.

No. 193, A.,

An act to provide for laying out and establishing a state road from Shiocton, in Outagamie county, to Embarrass, in Waupaca county.

No. 402, A.,

An act to extend the time for the collection of taxes in Portage county.

No. 230, A.,

An act to incorporate the village of Markesan, and to repeal chapter 222, of the private and local laws of 1868, entitled "an act to incorporate the village of Markesan, and acts amendatory thereof."

No. 599, A.,

An act to amend chapter 486 private and local laws of 1870, entitled an act to amend and revise the charter of the village of Fort Atkinson, Jefferson county.

No. 320, A.,

An act for the preservation of fish in the waters of Pike Lake, Washington county.

No. 262, A.,

An act to incorporate the Chester and Stevens Point Railroad.

No. 209, A.,

An act to authorize the Commissioners of School and University Lands to loan the trust funds to school districts for the purpose of building school buildings therein.

No. 545, A.,

An act to authorize and require the clerk of the board supervisors of the county of St. Croix, to keep up and maintain an abstract of tax sales.

No. 484, A.,

An act to extend the time of collecting taxes in the town of Oakdale, county of Monroe.

No. 376, A.,

An act to appropriate to Henry Daggett the sum of one hundred and twelve dollars.

No. 195, A.,

An act to amend section 3, chapter 133, general laws 1870, entitled an act for the destruction of Lynxes. Wolves and Wild Cats.



No. 847, A.,

An act to change the name of District No. 8, Cemetery Association, to the name of Easton Cemetery Association, and for other purposes.

No. 269, A.,

An act relating to, and amendatory of section 6, of chapter 160 of the general laws of 1859, entitled an act to prescribe and limit the rate of interest.

No. 308, A.,

An act to change the name of Amund Kjustolson, of Waupun, to Amund Kjustolson Dahl.

No. 411, A.,

An act to change the name of William Sabine to William Bishop, and to make him the heir-at-law of Thomas W. and Joanna H. Bishop.

No. 289, A.,

An act to change the name of William Thomas Bulfinch to William Thomas White, and to make him the heir-at-law of Noah and Elizabeth White, of Mt. Pleasant, Green county, Wisconsin.

No. 247, A.,

An act to require the town clerk of Cottage Grove, in the county of Dane, to reserve certain school moneys, and apportion the same to district No. 6.

No. 554, A.,

An act to extend the time for the collection of taxes in Eau Claire county for the year 1870.

No. 297, A.,

An act to change the name of Mary Elizabeth Williams to Mary Elizabeth Pritchard, and make her the adopted child and heir-at-law of Owen Pritchard and Mary Elizabeth Pritchard, of the city of Milwaukee,

No. 409, A.,

An act to authorize Julius Albrecht and others, to build and maintain a pier extending into the waters of Green Bay.

No. 264 A.,

An act to ratify and confirm the organization of Immanuel Presbyterian Society of Milwaukee, and for other purposes.

No. 11, A.,

An act to authorize the Portage, Winnebago and Superior Railroad Company to extend its road west from Superior.

No. 293, A.,

An act to enable the towns of Sparta, Leon, Jefferson and Portland, in the county of Monroe, to levy a tax for the purpose of repairing and improving the main stage road between Sparta, in Monroe county, and Viroqua, in the county of Vernon.

No. 187, A.,

An act to authorize the Sheboygan and Fond du Lac railroad company to extend its line of road to the Mississippi river, to increase its capital stock, and change its corporate name.

No. 275, A.,

An act to amend section 9, of chapter 27, of the private and local laws of 1870, entitled "an act to incorporate the Spencerian Business College."

No. 104, A.,

An act to incorporate the Union Church Association in the town of Wiota, La Fayette county.

No. 277, A.,

An act to authorize the laying out and establishment of a state road in Buffalo, Trempealeau and Eau Claire counties.

No 486, A.,

An act to legalize the official acts of the officers of the school board of school district No. 3, in the town of Marshall, in Richland county, for the school year ending September 30, 1870. and to authorize them to pay their teacher.

No. 564, A.,

An act to provide for the expenditure of the drainage fund in the town of Lamartine in the county of Fond du Lac, for highway purposes.

No. 374, A.,

An act to incorporate the Phillips-Colby Construction Company.  
LUCIUS FAIRCHILD.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed by the Senate to present these bills for signature :

No. 42, S.,

A bill to consolidate and amend the act to incorporate the city of Beaver Dam, and the several acts amendatory thereof.

No. 184, S.,

A bill to amend the charter of the city of Berlin, being chapter 806, private and local laws of 1866, and the several acts amendatory thereto.

No. 134, S.,

A bill to make Ella Grace Huntley the heir-at-law of George W. Huntley and Sarah D. Huntley.

No. 146, S.

A bill to amend section 31, of chapter 134, of the revised statutes, entitled "of executions and proceedings supplementary thereto."

No 158, S.,

A bill to to authorize the State Librarian to exchange supreme court reports for other law books for the use of the State Library.

No. 132, S.,

A bill to repeal chapter 44, of the general laws of 1869, entitled an act to authorize the taking of depositions in certain cases.

No. 281, S.,

A bill to extend the time for the collection of taxes in the town of Port Washington, in the county of Ozaukee.

No. 165, S.,

A bill to incorporate the Northwestern Printing Company.

No. 299, S.,

A bill to extend the time for the collection of taxes in the town Willow Springs, in La Fayette county.

No. 54, S.,

A bill to amend section 20, chapter 141 of the revised statutes, entitled "actions for the recovery of real property."

No. 147, S.,

A bill to prevent hunting deer in the county of Door, with dogs.

No. 138, S.,

A bill to authorize the city of Manitowoc to borrow money.

No. 130, S.,

A bill to incorporate the St. Joseph Temperance Society, of Richmond.

No. 64, S.,

A bill to amend chapter 113 of the general laws of 1868, entitled "an act to amend chapter 182 of the revised statutes, entitled 'of pardons.'"

No. 139, S.,

A bill to amend chapter 141, general laws of 1858, entitled "an act relating to transcripts of justices' judgments."

No. 79, S.,

A bill to incorporate the Waapaca Agricultural and Mechanical Manufacturing Company.

No. 210, S.,

A bill to amend section 5, chapter 150, private and local laws of 1867, entitled an act to enable the county of Sheboygan to settle with the holders of its railroad aid bonds, and to fund the interest which fell due on the same in the years 1863, 1864, 1865 and 1866.

No. 140, S.,

A bill to amend section 1, chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Waukesha, Walworth, Jefferson, Rock, Green, Dane, La Fayette and Grant.

Said bills were signed by the Speaker.

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#### SENATE MESSAGE OF YESTERDAY CONSIDERED.

The Senate amendment to

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to incorporate the city of Janesville, and the several acts amendatory thereof, into one

act, and to amend the same, and also to amend section 4 of chapter 893 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 474, of the local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same,

Was on motion of Mr. Merrill,

Concurred in.

On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE ON

The general file of bills,

Mr. Pease in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows :

#### MR. SPEAKER :

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have made progress therein, and report sundry bills as follows :

No. 353, A.,

A bill to incorporate the Fort Howard, Shawano and Mississippi Railroad Construction Company.

No. 449, A.,

A bill to amend chapter 324 general laws of 1864, entitled "an act to aid the Tomah and Lake St. Croix Railroad Company.

No. 467, A.,

A bill to authorize Anson Eldred, his associates, heirs and assigns, to maintain certain dams across the north branch of Oconto river, Without amendment.

No. 512 A.,

A bill to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

No. 555, A.,

A bill to incorporate the Savings Bank of Mauston.

No. 589, A.,

A bill to incorporate the Black River Falls Savings Bank.

No. 617, A.,

A bill to authorize the Wisconsin Northern Railroad Company to build branch lines of road,

With amendment.

No. 138, S.,

A bill to amend chapter 46 of the general laws of 1869, entitled "an act to protect the lands and timber thereon granted to the St. Croix and Lake Superior Railroad Company."

No. 191, A.,

A bill to provide for the revision of the general laws of the state of Wisconsin.

No. 354, A.,

A bill to provide for the revision of the laws of Wisconsin now in force and affecting the whole state.

No. 359, A.,

A bill to appropriate to Adolph Hater, the sum of money therein named.

No. 413, A.,

A bill to amend section 9 of chapter 47 of the revised statutes, entitled of recording town plats and of town sites on public lands, and section 23 of chapter 134 of the revised statutes, entitled of executions and proceedings supplementary thereto.

No. 419, A.,

A bill to authorize the city of Milwaukee to build a bridge across the Milwaukee river at the foot of Chestnut street, and a bridge across the Menomonee river at First avenue.

No. 422, A.,

A bill to remove a toll gate upon the Milwaukee and Waukesha Plankroad,

Without amendment.

No. 427, A.,

A bill to empower the county of Milwaukee to raise money to build a court house.

No. 462, A.,

A bill to refund subscriptions for purchase money for Pleasant street bridge approaches in the city of Milwaukee,

With amendment,

No. 517, A.,

A bill to provide for laying out and establishing a state road from the Borough of Fort Howard to Duck Creek in Brown county.

No. 530, A.,

A bill relating to bail in criminal cases.

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk, Barron and Burnett.

No. 590, A.,

A bill to confer on county courts, having civil jurisdiction, certain powers.

No. 594, A.

A bill to amend section 17 of chapter 138 of the revised statutes, entitled "of the limitation of actions."

No. 603, A.,

A bill relating to proceedings against garnishees.

Without amendment.

No. 604, A.,

A bill in relation to estates for life.

With amendment.

424—A.

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers.

No. 607, A.,

A bill to appropriate to Albert A. See a sum of money therein named.

No. 630, A.,

A bill to amend section 6, chapter 120, of the revised statutes, entitled of courts held by justices of the peace.

No. 632, A.,

A bill to amend sections 43 and 44 of chapter 169 of the revised statutes, entitled of offences against public policy.

No. 639, A.,

A bill to change the name of Sarah Blake to Minnie Fink, and make her the heir-at-law of Alphonso Fink and Amanda Fink.

No. 641, A.,

A bill to simplify the proceedings of actions for the recovery of real estate.

No. 642 A.,

A bill to authorize the common council of the city of Janesville to levy and collect a tax of \$4,000 in the year 1871, and place the same to the credit of the school fund,

Without amendment.

No. 643, A.,

A bill to provide for a set of weights and measures in the several towns of this state,

With amendment.

No. 650, A.,

A bill to change the name of Halver G. Halverson to Halver G. Stordock,

No. 651, A.,

A bill to lay out a state road from Ashland, in Ashland county, through Ashland, Chippewa and Eau Claire counties to Eau Claire,

No. 654, A.,

A bill to authorize the printing in condensed form of all laws creating the powers and duties of boards of supervisors, as practiced in this state.

No. 655, A.,

A bill relating to county officers and to repeal section 33 of chapter 13, of the revised statutes.

No. 736, A.,

A bill to constitute an heir-at-law to Albert G. E. Holmes and wife.

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages and to legalize marriages heretofore solemnized by them.

No. 142, S.,

A bill to enforce the remedy by indictment against corporations.

No. 187, S.,

A bill to authorize the county board of supervisors of the county of Walworth to draw from the county treasury funds for the purposes herein mentioned,

Without amendment.

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of the State of Wisconsin,

With amendment.

No. 204, S.,

A bill to amend section 4, of chapter 422, of the private and local laws of 1870, entitled an act to establish a Ferry across Lake St. Croix,

Without amendment.

No. 539, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court,

With amendment.

No. 646, A.,

A bill to authorize W. H. Horn and others to build and maintain a pier extending into Lake Michigan.

No. 649, A.,

A bill to amend section 1 of chapter 95 of the session laws of 1867, entitled of medical societies.

No. 652, A.,

A bill for the preservation of game,

Without amendment.

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and levy a tax and issue town orders therefor,

With amendment.

No. 15, A.,

A bill to grant to James Sweet certain overflowed lands in Brown county.

No. 35, A.,

A bill to repeal part of section 6, chapter 15, of the revised statutes, entitled, of Towns and Town Officers, and provide for the election of one supervisor annually, who shall hold his office for the term of three years.

No. 251, A.,

A bill to appropriate the drainage fund of the town of Orange, in Juneau county, the towns of Oakdale and Lincoln, in the county of Monroe, for the improvement of state roads in said towns.

No. 312, A.,

A bill to amend section 25 of chapter 13, of the revised statutes, and to repeal chapter 85 of the general laws of 1870, relating to the county board of supervisors.

No. 420, A.,

A bill to incorporate the Scandinavian Brother Association.

No. 445, A.,

A bill relating to the auditing of certain claims and accounts against counties.

No. 447, A.,

A bill to incorporate the German Evangelical Lutheran Kreis Gemeinde unaltered Ausburger Confession, of the ninth ward of the city of Milwaukee, Wisconsin.

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### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendments reported by the Committee of the Whole to Nos. 427, 462, 512, 539, 589, 604, 617, 643 and 678, A.,

Were severally concurred in, and

On motion of Mr. Fields,

The rules were suspended, and

Said bills were severally read a third time and passed.

Nos. 359, 607 and 642, A.,

Were severally ordered engrossed.

Nos. 312, 251, 191, 354, 413, 467, 594, 605, 632, 649, 654 and 655, A.,

Were severally indefinitely postponed,

Nos. 368, 419, 420, 422, 445, 447, 449, 517, 530, 590, 603, 639, 641, 646, 650, 652 and 736, A.,

Were severally ordered engrossed, and

On motion of Mr. Field,

The rules were suspended, and

Said bills were severally read a third time and passed.

No. 35, A.,

Was on motion of Mr. Rood,

Re-committed to a Select committee of three,

And the Speaker appointed as such committee Messrs. Rood, Nichols and Swain.

The first amendment reported by the Committee of the Whole to No. 555, A.,

A bill to incorporate the Savings Bank of Mauston,

Was adopted,

And the following, offered by Mr. P. R. Briggs, was adopted as a substitute to the second amendment thereto :

Strike out "section 9," and insert

"The stockholders of this corporation shall be individually responsible to the amount of their respective share or shares of stock for all its indebtedness and liability of every kind."

And said bill was then ordered engrossed.



## LEAVE OF ABSENCE

Was granted to Messrs: C. M. Hoyt and Maxon indefinitely.

To Messrs. Hinkley, Bremner, J. W. Hoyt, Blake and Bailey to Tuesday evening next.

To Messrs. Marvin, Meyer and Anderson to Monday evening next.

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On motion of Mr. Hixon,  
The Assembly djourned.

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MONDAY, MARCH 6, 1871,

7 1-2 o'clock, P. M.

The Assembly met.  
The Speaker in the Chair.

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## LETTERS, PETITIONS, MEMORIALS, ETC.,

Relating to business now before the Assembly,  
Presented and referred.

By Mr. Dana :

Mem. No. 124, A.,

Of Isaac Kershaw and others, in relation to the Fort Winnebago and Duck Creek plankroad.

To the Columbia County Delegation.

By Mr. Dana :

Mem. No. 125, A.,

Of Chas. Hartel, N. Wood and other, relating to the Fort Winnebago and Duck Creek plankroad.

To the Columbia County Delegation.

## RESOLUTIONS CONSIDERED

Jt. Res. No. 11, S.,

Providing for furnishing Legislative manuals to the assistant clerks, book-keepers, assistant sergeant-at-arms, clerks of standing committees and door-keepers of both houses of the Legislature.

Received from the Senate on the 23d of February, amended and referred to the committee on Legislative Expenditures. On the 8d of March reported back with a recommendation of indefinite postponement.

Was indefinitely postponed.

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## REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed the following:

No. 539, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 862 of the general laws of 1860, entitled an act relating to the Milwaukee county court.

No. 604, A.,

A bill in relation to real estate for life.

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company.

A. ROOD,  
*Chairman.*

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The committee on Federal Relations, to whom were referred

M. C. No. 11, A.,

A memorial of the legislature of the State of Wisconsin for the relief of the farm mortgagors of this state.

Report the same back with amendment and recommend its passage when so amended.

HENRY COUSINS,  
*Chairman.*

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On motion of Mr. Weil,

The rules were suspended,

The amendment reported by committee to

M. C. No. 11, A.,

Was concurred in, and

Said memorial was read a third time and passed.

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The committee on Mining and Smelting, to whom was referred the following bills:

No. 519, A.,

A bill to encourage the manufacture of iron in this state.

No. 615, A..

A bill to encourage lead mining in the state of Wisconsin.

No. 586, A.,

A bill to repeal chapter 137 of the general laws of 1870, entitled an act to provide for the survey of the lead districts, making maps and collecting statistics and specimens from the same.

Have had the same under consideration and respectfully report the same back with the recommendation that they be indefinitely postponed.

JOSEPH H. HARRIS.

*Chairman.*

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The committee on Education to whom was referred

No. 557, A.,

A bill to provide for town superintendents of schools,

Have had the same under consideration, and report the same back with an amendment, and recommend its passage as amended.

No. 106, S.,

A bill to amend section 75, general laws 1868, relating to common schools, and to provide for the collection of taxes in certain cases,

Report the same back with an amendment, and recommend its passage when so amended.

C. C. KUNTZ,

*Chairman*

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The joint committee on Claims to whom was referred

No. 198, S.,

A bill to appropriate money to pay witnesses for the State in a certain case,

Respectfully report the same back with a recommendation that said bill do pass.

A. NICHOLS,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Grant County Delegation, to whom was referred

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same,

Have had the same under consideration, and report it back with an amendment, and recommend its passage when amended.

W. W. FIELD,

*Chairman.*

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 256, S.,

A bill to appropriate to La Fayette Kellogg the sum of \$125.00.

No. 257, S.,

A bill to appropriate to S. K. Vaughn the sum of \$9.85.

No. 254, S.,

A bill to amend section 2, of chapter 279, of general laws of 1865, entitled an act to legalize the proceedings of certain town meetings held in the several towns of St. Croix county.

No. 287, S.,

A bill to amend section 8, chapter 551, private and local laws of 1866, entitled an act to organize a union school district in the village and town of Monroe, in the county of Green,

No. 308, S.,

A bill to amend chapter 169 of the private and local laws of 1871.

And has concurred with the Assembly in

No. 387, A.,

A bill to amend the charter of the village of Randolph.

No. 319, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof, approved March 28, 1865.

No. 482, A.,

A bill to authorize certain towns and villages to aid in the construction of railroads.

And I am directed to inform you that the Senate has appointed as a committee of Conference on the part of the Senate, Senators Clark, Hall and Belden for the consideration of

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state,

And, also, that the Senate has appointed as a committee of Conference on the part of the Senate, Senators Price, Little and Walker for the consideration of

No. 398, A.,

A bill to legalize the assessment, levy and equalization of taxes in the county of Chippewa, for the year 1870, and to authorize the board of supervisors of said county to remit a part of said tax.

And I am directed to present these bills for signature:

No. 268, S.,

A bill to amend chapter 500 of private and local laws of 1868, entitled an act to consolidate and amend an act to incorporate the city of Madison and the several acts amendatory thereof.

No. 211, S.,

A bill to provide for the appointment of phonographic reporters in the counties of Sheboygan and Manitowoc.

No. 269, S.,

A bill to amend chapter 230 of general laws of 1864, entitled an act to incorporate the village of Columbus,

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### SENATE MESSAGE CONSIDERED.

The following bills were severally read a first and second times and referred:

No. 237, S.,

To committee on Education.

No. 254, S.,

To committee on Judiciary.

No. 257, S.,

To General File.

No. 256, S.,

To General File.

No. 303, S.,

To committee on Local Legislation.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has indefinitely postponed

No. 288, A.,

A bill to provide for the issuing of marriage licenses by the clerks of circuit courts, and to repeal sections 6, 7 and 9, of chapter 109, of the revised statutes, entitled "of marriages."

No. 280, A.,

A bill to repeal chapter 184 of the general laws of 1869, entitled an act relating to the collection of demands against ships, boats and vessels, and to revive and restore chapter 150 of the revised statutes, relating to the same subject, and to amend section 13 of said chapter ; also, to revive and restore chapter 99 of the general laws of 1858, relating to the same subject.

## SENATE BILLS ON A THIRD READING.

No. 26, S.,

A bill to authorize the reviewing of the state road from Lone Rock, in Richland county, to Kickapoo Center, in Vernon county,  
Was read a third time and concurred in.

No. 102, S.,

A bill to appropriate to the widow of the Hon. Byron Paine, late Associate Justice of the Supreme Court, the sum of one thousand dollars,

Was read a third time and concurred in.

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayers, Bate, Bremner, Cousins, Curtis, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Hall, Hixon, Jeffers, Judd, Keenan, King, Kuntz, McCormick, McDill, Merrill, Montgomery, Morgan, More, Orton, Pease, Pengra, Rankin, Richter, Rood, Samuelson, Semmann, Semple, Smith, Thörn, Vaughn, Watts, J. S. White and Mr. Speaker, Smith—42.

Those voting in the negative were :

Messrs. Bacon, Baker, Ball, Barnard, Barnes, Bowen, P. R. Briggs, Coons, Dana, Dick, Fay, Field, Hammond, Harris, Heimdal, Holloway, Hoskins, Humphrey, Knoll, Lonergan, Marvin, Moulton, Nichols, Ockler, Oetling, Peterson, R. T. Powell, Rhodes, Richards, Sanderson, Sherman, Swain, Torgerson, Wagner and Weil—35.

Those absent or not voting, were :

Messrs. Bailey, Blake, D. W. Briggs, Chambers, Chase, Cheney, Davis, Hinkley, Hoyer, C. M. Hoyt, J. W. Hoyt, Manson, Maxon, McDonald, McIntosh, Merriam, Meyer, Mihills, O. S. Powell, Rounds, Rusch, Trumer and S. A. White—28.

No. 113, S.,

A bill to appropriate the sum of \$25.15 to James E. Ingraham, for printing.

Was read a third time, and concurred in,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Barnard, Barnes, Bate, Bowen, P. R. Briggs, Cousins, Curtis, Dana, Davis, Fay, Field, Galagan, Hall, Hixon, Holloway, Humphrey, Judd, Keenan, King, Kuntz, Lonergan, McCormick, McDill, Merriam, Merrill, Montgomery, Morgan, More, Nichols, Oetling, Orton, Pease, Pengra, O. S. Powell, Rhodes, Richards, Richter, Rood, Sanderson, Semmann, Semple, Sherman, Smith, Swain, Thörn, Torgerson, Vaughn, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—58.

Those voting in the negative were

Messrs. Ball, Coons, Dick, Eastman, Fitzgerald, Hammond,

Heimdal, Hoskins, Knell, Manson, McDonald, Moulton, Ockler, Peterson, E. T. Powell, Rankin, Samuelson and Wagner—18.

Those absent or not voting were

Messrs. Bailey, Baker, Blake, Bremser, D. W. Briggs, Chambers, Chase, Cheney, Freeman, Fryer, Harris, Hinkley, Hoyer, O. M. Hoyt, J. W. Hoyt, J. Jeffers, Marvin, Maxon, McIntosh, Meyer, Mihilla, Rounds, Rusch, and Trumer—24.

### ASSEMBLY BILLS ON THIRD READING.

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane,

Was read a third time and passed.

On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE ON

The general file of bills,

Mr. Ayres in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows:

**MR. SPEAKER:**

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, have made some progress therein, and report back sundry bills as follows:

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

No. 496, A.,

A bill to provide for the collection of judgments in certain cases.

No. 510, A.,

A bill authorizing and directing the registers of deeds, to keep a general index of the names of all grantors and grantees, in deeds, mortgages and other written instruments recorded in their offices, relating to or in any manner affecting real estate,

Without amendment.

No. 533, A.,

A bill fixing the fees of registers of deeds for recording certificates of marriage.

No. 478, A.,

A bill to amend chapter 291, private and local laws of 1870, entitled an act to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railroad Company.

No. 479, A.,

A bill to amend chapter 500 of the private and local laws of 1870, entitled an act to perpetuate the charter of the Bayfield and St. Croix Railway Company.

With amendment.

No. 551, A.,

A bill to repeal chapter 86 of the general laws of 1870, entitled an act to protect the people of Wisconsin against empiricism and imposition in the practice of medicine and surgery.

No. 626, A.,

A bill to require the owners of dams and other obstructions on Duck Creek, to construct slides for the passage of fish,

Without amendment.

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### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendment reported to

No. 533, A.

Was adopted, and

On motion of Mr. Field,

Said bill was re-committed to the committee on Judiciary.

Nos. 466, 496 and 626, A.,

Were severally ordered engrossed.

The amendments reported to

Nos. 478 and 479, A.,

Were severally concurred in, and

On motion of Mr. Vaughn,

Said bills were severally indefinitely postponed.

No. 510, A.,

Was indefinitely postponed.

No. 551, A.,

Was indefinitely postponed.

Mr. H. Smith moved that said vote be re-considered, and

On motion of Mr. Pease,

The motion to re-consider was laid on the table.

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### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 242, A.,

A bill for the preservation of fish in Lake Poygan, in the counties of Waushara and Winnebago.



No. 395, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company.

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac.

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 527, A.,

A bill to incorporate the White River Dam Log Driving and Boom Company.

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court.

No. 525, A.,

A bill to incorporate the Savings Bank of Ripon.

No. 366, A.,

A bill to enable the city of Madison, in this State, to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

No. 291, A.,

A bill to incorporate the village of Augusta,

No. 487, A.,

A bill to incorporate the Menasha savings bank,

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor.

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February, in each year, and to repeal chapter 45 of the general laws of 1866, entitled "an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year."

No. 536, A.,

A bill to legalize the returns of the Portage County Agricultural Society.

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1860, entitled an act to incorporate the village of Sparta.

No. 587, A.,

A bill to amend the charter of the village of Oshkosh in the manner therein set forth,

Were severally read a third time and passed.

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**BILLS REPORTED BY A COMMITTEE OF THE WHOLE.**

No. 15, A.,

A bill to grant to James Sweet certain overflowed lands in Brown county,

Was, on motion of Mr. Curtis,

Recommitted to a select committee of one—Mr. Curtis.

The amendments reported by the committee on Incorporations to No. 258, A.,

A bill to revise the charter of the city of Chippewa Falls,

Were adopted,

And said bill was ordered engrossed.

No. 26, A.,

A bill to repeal chapter 445 of general laws of 1864, entitled an act to guard against the abuse of the elective franchise, and to preserve the purity of elections by a registration of electors,

Was indefinitely postponed,

By the following vote:

Those voting in the affirmative were,

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Baker, Bowen, P. R. Briggs, Cheney, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, Humphrey, Jeffers, Judd, King, Kuntz, Marvin, McCormick, McDonald, Merriam, Merrill, Montgomery, Moulton, Nichols, Pengra, O. S. Powell, Rood, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, Vaughn and Mr. Speaker Smith—48.

Those voting in the negative were,

Messrs. Ball, Barnard, Barnes, Bremner, Coons, Dick, Eastman, Fitzgerald, Fryer, Galagan, Heimdal, Hoskins, Keenan, Lonergan, Manson, Meyer, Etling, Orton, Pease, Peterson, Rankin, Rhodes, Richards, Samuelson, Semmann, Thorn, Wagner, Watts, J. S. White and S. A. White—30..

Those absent or not voting were,

Messrs. Anderson, Bailey, Bate, Blake, D. W. Briggs, Chambers, Chase, Cousins, Freeman, Hinkley, Hoyer, C. M. Hoyt, J. W. Hoyt, Knell, Maxon, McDill, McIntosh, Mihills, Morgan, More, Oekler, B. T. Powell, Richter, Rounds, Rusch, Trumer and Weil—27.

To

No. 29, A.,

A bill to amend chapter 445 of the general laws of 1864, entitled "an act to guard against the abuse of the elective franchise, and preserve the purity of elections by a registration of electors,"

Mr. Keenan offered the following amendment :

Amend section one by striking out of said section one all after the word " Wisconsin," in the third line of printed bill,

Which amendment was lost,

And said bill was indefinitely postponed,

By the following vote :

Those voting in the affirmative, were :

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Baker, Bowen, P. R. Briggs, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, Humphrey, Jeffers, Judd, King, Kuntz, Marvin, McDill, Merriam, Merrill, Montgomery, Morgan, More, Moulton, Nichols, Orton, Pengra, O. S. Powell, Rood, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, Vaughn and Mr. Speaker Smith.—45.

Those voting in the negative were

Messrs. Anderson, Ball, Barnard, Barnes, Bremner, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hoskins, Keenan, Lonergan, Manson, McCormick, McDonald, Meyer, Oetling, Pease, Rankin, Rhodes, Richards, Samuelson, Semmann, Thorn, Wagner, Watts, J. S. White and S. A. White—32.

Those absent or not voting were

Messrs. Bailey, Bate, Blake, D. W. Briggs, Chambers, Chase, Cheney, Hinkley, Hoye, C. M. Hoyt, J. W. Hoyt, Knöell, Maxon, McIntosh, Mihills, Ockler, Peterson, R. T. Powell, Richter, Rounds, Rusch, Trumer and Weil—28.

No. 583, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

No. 651, A.,

A bill to lay out a state road from Ashland, in Ashland county, through Ashland, Chippewa and Eau Claire counties to Eau Claire, Were severally ordered engrossed.

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages, and to legalize marriages heretofore solemnized by them.

No. 138, S.,

A bill to amend chapter 46 of the general laws of 1869, entitled an act to protect the lands and timber thereon granted to the St. Croix and Lake Superior Railroad Company,

Were severally ordered to a third reading.

The amendments reported to

No. 69, A.,

A bill providing for judgments for want of prosecution, Were concurred in, and

Said bill was indefinitely postponed.

**ASSEMBLY BILLS READY FOR A THIRD READING.**

No. 225, A.,

A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau, \*

Was read a third time and passed.

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**MISCELLANEOUS PROCEEDINGS.**

On motion of Mr. Barnard,

No. 164, S.,

A bill to amend section 1, of chapter 313, of the private and local laws of 1867, entitled an act to incorporate the village of Mayville,

Was taken from the general file, and re-committed to committee on Incorporations.

On motion of Mr. Richards,

No. 873, A.,

A bill to amend an act entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company,

Was taken up,

And the rules being suspended,

The amendments reported thereto by the committee on Railroads were adopted, and

Said bill was read a third time and passed, and

The title thereto amended so as to read

No. 873, A.,

A bill to amend chapter 25, of the general laws of 1870, entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company.

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On motion of Mr. King,

The Assembly adjourned.

TUESDAY, March 7, 1871,

10 o'clock, A. M.

The Assembly met.  
The Speaker in the Chair.

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#### REPORT OF SELECT COMMITTEE.

The select committee to whom was referred  
No. 570, A.,

A bill to amend section 2 of chapter 89 of the private and local laws of 1866, entitled "an act to change the time of holding the circuit court in the 10th judicial circuit,"

Respectfully report the same back to the house with an amendment, and recommend its passage when amended.

J. S. CURTIS,  
*Chairman.*

On motion of Mr. Curtis,  
The rules were suspended, the amendment to  
No. 570, A.,  
Was adopted, and  
Said bill was read a third time and passed.

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#### EXECUTIVE MESSAGE.

STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

Madison, March 7, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive approval and have been deposited in the office of the Secretary of state:

No. 744, A.,

An act to extend the time for the collection of taxes in the town of Randolph, Columbia county.

No. 407, A.,

An act to legalize the assessment and equalization of the taxes for the year 1870, in Shawano county.

No. 370, A.,

An act to legalize the action of the board of supervisors of the town of Stork, in Vernon county.

No. 745, A.,

An act to extend the time for payment of taxes in the town of Dekorra, Columbia county, Wis.

No. 414, A.,

An act to authorize the district board of school district No. 4, of the town of Boloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

No. 270, A.,

An act to provide for the payment of the state agent for the settlement of war claims against the United States.

No. 436, A.,

An act to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865.

No. 162, A.,

An act to authorize Henry Gardner and Albert H. Wareham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river.

No. 587, A.,

An act to relieve the city of Racine from so much of the tax of 1868 as was assessed to pay the judgments rendered against said city on what is known as the Racine harbor bonds.

No. 584, A.,

An act to extend the time for the collection of taxes in the county of Monroe.

No. 318, A.,

An act to authorize the city of Madison to make a certain improvement in the manner therein named.

No. 75, A.,

An act to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, in the county of Dodge, state of Wisconsin."

No. 524, A.,

An act to legalize certain acts of the board of supervisors of the town of Seneca, Crawford county, in altering the boundaries in certain school districts.

No. 228, A.,

An act to change the boundary of the city of Stevens Point.

Not approved, allowed to become a law by length of time.

No. 585, A.,

An act to extend the time for the collection of taxes in the town of Darien, Walworth county.

No. 618, A.,

An act to extend the time for the collection of a certain tax in the town of Portland, in Monroe county.

No. 845, A.,

An act to amend section 13 of chapter 64 of the revised statutes, entitled of limited partnerships.

No. 317, A.,

An act to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.

No. 205, A.,

An act to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

No. 325, A.,

An act to amend chapter 268, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

No. 311, A.,

An act to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

No. 133, A.,

An act to incorporate the Green Bay and Superior Railway Company.

No. 588, A.,

An act to amend section 5, of title 10, of an act entitled an act to incorporate the city of Racine, approved March 28, 1866.

No. 336, A.,

An act to authorize the circuit judge of the fourth judicial circuit for the State of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

No. 547, A.,

An act to vacate certain streets in the village of Taycheedah, in the county of Fond du Lac.

Not approved, allowed to become a law by length of time.

No. 526, A.,

An act to detach certain territory from the town of Sylvan and attach the same to the town of Marshall, in the county of Richland, state of Wisconsin.

Not approved, allowed to become a law by length of time.

LUCIUS FAIRCHILD.

## RESOLUTIONS INTRODUCED.

By Mr. Curtis :

Res. No. 33, A ,

*Resolved by the Assembly,* That after this date no member shall be allowed to speak upon any question before the house for more than ten minutes at one time, and after having spoken once, shall not be allowed to speak more than five minutes thereafter upon the same question, and this rule shall not be suspended except by vote of a majority.

Which lies over.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 233, S.,

A bill to legalize a state road from section 16, township 19, range 11 west, to section 10 in the same town and range, in Buffalo county.

No. 240, S.,

A bill to amend section 13 of chapter 152, general laws of 1869, entitled an act to codify the laws of this state relating to highways and bridges.

No. 216, S.,

A bill relating to the settlement of estates of deceased persons, and amendatory of section 9, chapter 98 of the revised statutes,

No. 274, S.,

A bill to authorize the common council of the city of Prescott to aid in the construction of a hotel in said city.

No. 273, S.,

A bill to incorporate the Picochequette Mining Company.

No. 235, S.,

A bill to amend section 2, chapter 144, general laws of 1870, entitled an act to amend section 4, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 286, S.,

A bill to extend the time for the collection of municipal taxes in the city of Kenosha, Wis.

No. 258, S.,

A bill to repeal section 11 of chapter 8, of general laws of 1870, entitled an act to amend chapter 361 of general laws of 1860, entitled an act conferring jurisdiction on the county court of Winnebago county, and to restore section 23 of chapter 361, of the general laws of 1860.



No. 222, S.,

A bill to change the boundaries of the towns of Farmington and Milford, in Jefferson county, and State of Wisconsin.

No. 285, S.,

A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh.

No. 241, S.,

A bill to amend section 19 of chapter 120 of the revised statutes, entitled of courts held by justices of the peace.

No. 288 S.,

A bill to provide for the places of holding elections in the town of Eldorado, county of Fond du Lac.

No. 294, S.,

A bill to change the name of the town of Seymour, in LaFayette county, to Belprairie.

No. 295, S.,

A bill to detach a portion of the town of Kendall, in the county of LaFayette, and to attach the same to the town of Belprairie, in the same county,

No. 300, S.,

A bill to repeal chapter 46 of the private and local laws of 1870, entitled an act to change the name of the town of Center, LaFayette county, to Darlington, and restore the name of Center to said town,

No. 290, S.,

A bill to amend sections 43 and 102 of chapter 155, of the general laws of 1863, entitled an act to codify the laws of this State, relating to common schools.

No. 280, S.,

A bill to incorporate the Pine River Improvement Company.

No. 83, S.,

A bill to amend chapter 278, of the general laws of 1861, entitled an act to amend chapter 115, of the general laws of 1859, entitled an act to prohibit the selling of intoxicating drinks on Sundays and certain other days therein mentioned.

No. 218, S.,

A bill to amend section 1, chapter 93, general laws 1866, which is an act to provide remedies in addition to the remedies provided by sections 100 and 101 of chapter 18 of the revised statutes, for the collection of delinquent personal taxes,

And has concurred in

No. 562, A.,

A bill to incorporate the Dane County Manufacturing Company.

No. 300, A.,

A bill to amend an act entitled an act to amend an act to incorporate the Peshtigo Lumbering and Manufacturing Company.

No. 114, A.,

A bill to legalize and authorize the assessments of street improvements and assessments in the city of Janesville.

**SENATE MESSAGE OF THE 3D INST. CONSIDERED.**

No. 228, S.,

A bill authorizing the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid, in the county of Sheboygan, in a newspaper printed in the German language in that county,

Was read a first and second times,

And referred to the committee on Printing.

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**SENATE BILLS ON A THIRD READING.**

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages and to legalize marriages heretofore solemnized by them.

No. 138, S.,

A bill to amend chapter 46 of the general laws of 1869, entitled "an act to protect the lands and timber thereon granted to the St. Croix and Lake Superior Railroad Company,"

Were severally read a third time and passed.

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**BILLS REPORTED BY COMMITTEE OF THE WHOLE.**

The amendment reported to

No. 85, A.,

A bill to provide for a tract index in each of the several counties of this state,

Was adopted, and said bill was ordered engrossed.

No. 175, A.,

A bill to create the office of Assistant Superintendent of Public Property,

Was refused engrossment

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**SPECIAL ORDER.**

No. 372, A.,

A bill for the payment of the railroad license money to the towns, cities and incorporated villages which are justly entitled to the same,

Being the Special Order for this hour,

Was then taken up.

The amendments reported thereto by the Committee of the Whole of the 2d inst.,

Were adopted.

After some time spent in consideration thereof,  
Mr. Field moved to indefinitely postpone said bill,  
Pending the consideration of which,  
On motion of Mr. Field,  
The Assembly adjourned to 2 o'clock P. M.

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2 o'clock P. M.

The Speaker called the Assembly to order.

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The consideration of  
No. 372, A.

A bill for the payment of the railroad license money to the towns,  
cities and incorporated villages which are justly entitled to the  
same,

Was resumed.

The question being on the motion to indefinitely postpone, by  
Mr. Field,

Mr. Freeman offered the following amendment :

Amend the last section by inserting the following :

"This act shall take effect and be in force on and after the first  
day of January, 1872,"

Which amendment was rejected,

And said bill was indefinitely postponed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Bailey, Baker,  
Barnes, Bowen, Chambers, Chase, Cheney, Coons, Curtis, Dana,  
Davis, Dick, Eastman, Field, Galagan, Harris, Hixon, Holloway,  
Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Knöell,  
Kunts, Lonergan, Manson, Marvin, McCormick, McDill, McDon-  
ald, Merriam, Meyer, Montgomery, Morgan, More, Moulton, Nich-  
ols, Otting, Pease, Pengra, Peterson, O. S. Powell, Rhodes,  
Richards, Rood, Rounds, Samuelson, Sanderson, Smith, Swain,  
Torgerson, Vaughn, Wagner, S. A. White and Mr. Speaker  
Smith—62.

Those voting in the negative were

Messrs. Atwater, Ball, Blake, Bremner, P. R. Briggs, Free-  
man, Hall, Hammond, Heimdahl, Hoyer, Keenan, Oakler, Orton,

R. T. Powell, Richter, Semmann, Semple, Sherman, Taorn, Watts, Weil and J. S. White—22.

Those absent or not voting were

Messrs. Barnard, Bate, D. W. Briggs, Cousins, Fay, Fitzgerald, Fryer, Hinkley, C. M. Hoyt, Maxon, McIntosh, Merrill, Mihills, Rankin, Rusch and Trumer—16.

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### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 589, A.,

A bill to incorporate the Black River Falls Savings Bank.

No. 641, A.,

A bill to simplify the proceedings of actions for the recovery of real estate.

No. 617, A.,

A bill to authorize the Wisconsin Northern Railroad Company to build branch lines of road.

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and levy a tax and issue town orders therefor.

No. 445, A.,

A bill relating to the auditing of certain claims and accounts against counties.

No. 427, A.,

A bill to empower the county of Milwaukee to raise money to build a court house.

No. 420, A.,

A bill to incorporate the Scandinavian Brother Association.

No. 462, A.,

A bill to refund subscriptions for purchase money for Pleasant street bridge approaches in the city of Milwaukee.

No. 580, A.,

A bill relating to bail in criminal cases.

No. 517, A.,

A bill to provide for laying out and establishing a state road from the Borough of Fort Howard to Duck Creek in Brown county.

No. 590, A.,

A bill to confer on county courts, having civil jurisdiction, certain powers.

No. 881, A.,

A bill to authorize Geo. E. More, J. P. More, and their associates to erect and maintain booms on the Little Wolf river, in the county of Waupaca.

No. 643, A.,

A bill to provide for a set of weights and measures in the several towns in this state.

No. 642 A.,

A bill to authorize the common council of the city of Janesville to levy and collect a tax of \$4,000 in the year 1871, and place the same to the credit of the school fund.

No. 607, A.,

A bill to appropriate to Albert A. See a sum of money therein named.

No. 359, A.,

A bill to appropriate to Adolph Haster, the sum of money therein named.

A. ROOD,  
*Chairman.*

On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Thorn in the chair.

After some time spent therein the committee rose and through their chairman reported as follows :

MR. SPEAKER :

The Assembly in Committee of the Whole, have had under consideration the general file of bills, have made progress therein. and report back sundry bills as follows :

No. 273, A.,

A bill to further provide for and regulate the sale of intoxicating drinks in this state.

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery,  
With amendment.

No. 540, A.,

A bill to amend chapter 78, of the general laws of 1867, entitled an act for the preservation of game.

No. 568, A.,

A bill to extend the time for the collection of taxes.

No. 610, A.,

A bill to incorporate the Milwaukee Yacht Club.

No. 614, A.,

A bill to incorporate the village of Dartford.

No. 621, A.,

A bill to amend sections 4 and 16 of chapter 152 of the local laws of 1867, entitled an act to amend an act to incorporate the village of Geneva.

No. 625, A.,

A bill to incorporate the Winona and Osseo railroad company,

No. 629, A.,

A bill granting additional authority to the board of trustees to improve the streets and highways in the village of Neenah.

No. 631, A.,

A bill relating to appeals from the county boards of supervisors, and amendatory of section 2, of chapter 148, of the general laws of 1869.

No. 648, A.,

A bill to incorporate the United Cemetery Association of the town of Abbott, in the county of Sheboygan, Wis.

No. 657, A.,

A bill to amend section 6, of chapter 134, of the revised statutes, entitled of executions and proceedings supplementary thereto.

No. 659, A.,

A bill to appropriate to Seymour Wilcox, the sum of two thousand dollars as payment in full for the land upon which the State Prison is located,

No. 660, A.

A bill to incorporate the Wisconsin State Dental Society.

No. 663, A.,

A bill to amend section 10 of chapter 77, general laws of 1866, entitled an act for the regulation of trade in certain cases.

No. 664, A.,

A bill to amend section 5 of chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Walworth, Jefferson, Rock, Green, Dane, LaFayette and Grant.

No. 665, A.,

A bill to amend section 3 of chapter 177, private and local laws of 1870, entitled an act to incorporate the Plymouth Lyceum.

No. 667, A.,

A bill to provide for an alphabetical index of deeds and mortgages.

No. 671, A.,

A bill to incorporate the Phoenix Mining Company.

No. 675, A.,

A bill to amend the 20th sub-division of section 22 of chapter 326 of the general laws of 1865, entitled an act to incorporate the village of Darlington, approved April 7, 1865.

No. 687, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

No. 693, A.,

A bill to amend sections 16 and 27 of chapter 130 general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

No. 700, A.,

A bill to promote the construction of horse railways in the city of Janesville.

No. 701 A.,

A bill to amend chapter 474, of the private and local laws of 1866, entitled an act to reduce an act to incorporate the city of Janesville, and the acts amendatory thereof into one act and to amend the same,

Without amendment.

No. 713, A.,

A bill to incorporate the Neilsville and Humbird Railroad Company,

With amendment.

No. 715, A.,

A bill in relation to the preservation and use of testimony.

No. 716, A.,

A bill to define and punish the crime of embezzlement.

No. 717, A.,

A bill in relation to taxes on certain real estate in Trempealeau county.

No. 722, A.,

A bill in relation to the collection of county taxes.

No. 725, A.,

A bill to temporarily exempt railroads hereafter built from taxation.

No. 729, A.,

A bill to amend an act, entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10, 1869.

No. 737, A.,

A bill to amend chapter 121, of the general laws of 1868, entitled an act relative to the compensation of County Judges.

Without amendment.

No. 732, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named,

With amendment.

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nazians'

No. 128, S.,

A bill relating to towns and town officers and amendatory of section 78, chapter 15 of the revised statutes,

No. 166, S.,

A bill to incorporate the Manitowoc Dry Dock Company.

No. 192, S.,

A bill to incorporate the Singing Section of the Freie Gemeinde, of the city of Milwaukee.

No. 225, S.,

A bill to amend section 1, chapter 150 of the private and local laws of 1870, entitled "an act to incorporate the Milwaukee Publishing Company,"

Without amendment.

No. 170, A.,

A bill to alter the boundaries of certain school districts;

With amendment.

No. 363, A.,

A bill to amend chapter 120, of the private and local laws of 1870, entitled "an act to provide for the appointment of a public administrator for the city and county of Milwaukee,"

No. 385, A.,

A bill to amend section 2 of chapter 104, of the general laws of 1870, entitled an act to aid the West Wisconsin railway Company,

Without amendment.

No. 416, A.,

A bill to authorize the common council of the city of Milwaukee of levy a special tax on the real and personal estate in the 6th ward to said city for the purposes therein named,

With amendment.

No. 417, A.,

A bill to authorize the city of Milwaukee to aid in the construction of a railroad from the city of Oshkosh to the city of Ripon,

No. 418, A.,

A bill to amend an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 10th, 1869, and an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 12th, 1870,

Without amendment.

No. 477, A.,

A bill to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.

No. 534, A.,

A bill to amend section one of chapter 282 of the private and local laws of 1868, entitled an act to amend an act relating to the public schools of the city of Milwaukee,

With amendment.

No. 574, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled an act to establish a township system of school government.

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled "an act to codify the laws of the state relating to common schools,"



Without amendment.

No. 628, A.,

A bill to incorporate the Esterly Shumway Manufacturing and Construction Company.

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of Police of the city of Milwaukee,

With amendment.

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago,

Without amendment.

No. 686, A.,

A bill to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin,

With amendment.

No. 688, A.,

A bill to provide compensation for opening the present session and for indexing and completing the transcribing of the journals of the Senate and Assembly.

No. 712, A.,

A bill to authorize the county board of supervisors of the county of Trempealeau to fix the salary of the county superintendent of schools.

No. 726, A.,

A bill to authorize the city of Stevens Point to aid in the construction of a normal school building in said city.

No. 731, A.,

A bill to provide for an appropriation to the State University for improving and increasing its library,

Without amendment.

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## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendment reported to

No. 664, A.

Was adopted, and

Mr. Field offered the following amendment :

Amend section 1, by inserting between the words "county" and "whenever" the following words "except county in the sixth line from the bottom of said section,"

Which amendment was adopted, and

Said bill as amended, was ordered engrossed.

The amendments reported to

Nos. 170, 416, 477, 628, 584, 676, 686, 713 and 732, A.,

Were severally concurred in, and

Said bills were severally ordered engrossed.

Nos. 363, 385, 417, 418, 610, 614, 621, 625, 629, 648, 663, 665,  
667, 671, 675, 681, 701, 712, 716, 717, 726 and 729, A.,

Were severally ordered engrossed, and

On motion of Mr. Field,

The rules being suspended,

Were severally read a third time and passed.

No. 700, A.,

Was, on motion of Mr. Merrill,

Indefinitely postponed.

No. 660, A.,

Was, on motion of Mr. Chase,

Re-committed to committee on Medical Societies and Medical Colleges.

Nos. 540, 568, 681, 657, 659, 693, 715, 722, 725 and 737, A.,

Were severally indefinitely postponed.

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On motion of Mr. Field.

The Assembly adjourned. to 8 o'clock P. M.

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8 o'clock P. M.

The Speaker called the Assembly to order.

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### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and found the following correctly enrolled :

No. 254, A.,

A bill to incorporate the village of Shawano,

No. 319, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof.

No. 387, A.,

A bill to amend the charter of the village of Randolph,

No. 462, A.,

A bill to authorize certain towns and villages to aid in the construction of railroads.

No. 386, A.,

A bill to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 395 of the private and local laws of 1869, entitled an act to amend sections 2 and 8 of chapter 474, of the local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same,

No. 300, A.,

A bill to amend an act entitled an act to amend an act to incorporate the Peshtigo Lumbering and Manufacturing Company.

No. 114 A.,

A bill to legalize and authorize the assessments of street improvements, and assessments in the city of Janesville.

No. 562, A.,

A bill to incorporate the Dane County Manufacturing Company.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

The committee on enrolled bills have presented to his Excellency the Governor for his approval, the following bills on March 2d :

No. 311, A.,

A bill to amend chapter 24 of the general laws of 1870, entitled an act to encourage the construction of railroads in this state.

No. 270, A.,

A bill to provide for the payment of the state agent for the settlement of war claims against the United States.

No. 317, A.,

A bill to amend chapter 167 of the private and local laws of 1858, entitled an act to incorporate the village of Fox Lake.

No. 584, A.,

A bill to extend the time for the collection of taxes in the county of Monroe.

No. 586, A.,

A bill to extend the time for the collection of taxes in the town of Darien, Walworth county.

No. 318, A.,

A bill to authorize the city of Madison to make a certain improvement in the manner therein named.

No. 336, A.,

A bill to authorize the circuit judge of the 4th judicial circuit for the state of Wisconsin, to appoint a court commissioner in the village of Waupun, in addition to those now authorized by law.

No. 805, A.,

A bill to amend section 1, of chapter 53, of the general laws of 1858, entitled an act for the formation and protection of county agricultural societies.

No. 587, A.,

A bill to relieve the city of Racine from so much of the tax of 1868 as was assessed to pay the judgments rendered against said city on what is known as the Racine harbor bonds.

No. 228, A.,

A bill to change the boundaries of the city of Stevens Point.

No. 618, A.,

A bill to extend the time for the collection of a certain tax in the town of Portland, in Monroe county.

No. 526, A.,

A bill to detach certain territory from the town of Sylvan and attach the same to the town of Marshall, in the county of Richland, State of Wisconsin.

No. 162, A.,

A bill to authorize Henry Gardner and Albert H. Wareham, to keep and maintain a ferry across the Mississippi river, at a point where the line of Crawford and Vernon counties strike said river.

No. 588, A.,

A bill to amend section 5 of title 10, of an act entitled an act to incorporate the city of Racine, approved March 28, 1866.

No. 75, A.,

A bill to repeal chapter 498, private and local laws of 1870, entitled "an act to incorporate the village of Hustisford, in the county of Dodge, state of Wisconsin."

No. 524, A.,

A bill to legalize certain acts of the board of supervisors of the town of Seneca, Crawford county, in altering the boundaries of certain school districts.

No. 325, A.,

A bill to amend chapter 268, of the general laws of 1865, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton and the several acts amendatory thereof.

THOS. SANDERSON,

*Chairman.*

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed by the Senate to present to you for signature :

No. 169, S.,

A bill to authorize town supervisors to construct drains in certain cases.

No. 113, S.,

A bill to appropriate the sum of twenty-five and 15-100 dollars to James K. Ingraham, for printing.

No. 102, S.,

A bill to appropriate to the widow of Hon. Byron Paine, late associate justice of the supreme court, the sum of one thousand dollars

Said bills were signed by the Speaker.

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### SPECIAL ORDER.

No. 758. A.,

A bill to apportion the State into Senate and Assembly districts,  
Being the special order for this evening,

Was taken up, and

On motion of Mr. Field,

The Assembly resolved itself into a Committee of the Whole thereon,

Mr. Arnold in the chair.

After some time being spent in the consideration thereof, the committee rose, and through their chairman reported said bill back with amendments.

Mr. Freeman moved that the Assembly do now adjourn,

Which motion was lost.

Leave of absence was granted to Mr. Mihills indefinitely.

The first two amendments to said bill were then adopted.

Mr. Thorn moved that the Assembly do now adjourn,

Which motion was lost,

By the following vote :

Those voting in the affirmative were,

Messrs. Baker, Ball, Curtis, Fitzgerald, Freeman, Heimdal, Hinkley, C. M. Hoyt, Keenan, Knell, Loneragan, Manson, Marvin, Maxon, McDonald, Montgomery, Morgan, Moulton, Oekler, Orton, Pease, Pengra, Rhodes, Richards, Richter, Semmann, Thorn, Wagner, Watts, J. S. White and S. A. White—31.

Those voting in the negative were,

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bailey, Barnard, Barnes, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Dana, Davis, Fay, Field, Galagan, Hall, Hammond, Harris, Hixon Holloway, Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kuntz, McDill, Merriam, Merrill, More, Nichols, Peterson, O. S. Powell, R. T. Powell, Rankin, Rood, Ruschs, Samuelson, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, Vaughn and Mr. Speaker Smith—54.

Those absent or not voting were,

Messrs. Bacon, Bremner, Coons, Dick, Eastman, Fryer, Hoyer, McCormick, McIntosh, Meyer, Mihills, Oetling, Rounds, Trumer and Weil—15.

Mr. C. M. Hoyt moved a Call of the House,

Which motion being seconded,

And the roll being called.

The absentee with leave was Mr. Milhills.

The absentees without leave were Messrs Bacon, Dick, Fryer, McCormick, McIntosh, Meyer, Otting, Rounds, Trumer and Weil.

Mr. Rood moved that further proceedings under the call be dispensed with,

Which motion prevailed,

By the following vote :

Those voting in the affirmative were :

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bailey, Baker, Ball, Barnard, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Eastman, Fay, Field, Fitzgerald, Galagan, Hall, Hammond, Harris, Hinkley, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kuntz, Manson, Marvin, McDill, Merriam, Merrill, Morgan, More, Nichols, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rood, Busch, Samuelson, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, Vaughn, S. A. White and Mr. Speaker, Smith—69.

Those voting in the negative were

Messrs. Freeman, Heimdal, Hoyer, C. M. Hoyt, Keenan, Knoll, Lonergan, Maxon, McDonald, Montgomery, Moulton, Ockler, Rhodes, Richards, Richter, Semmann, Thorn, Wagner, Watts and J. S. White—20.

Those absent or not voting were

Messrs. Bacon, Dick, Fryer, McCormick, McIntosh, Meyer, Milhills, Otting, Rounds, Trumer, and Weil—11.

Mr. Rood then moved the previous question,

Which motion being seconded,

And the question being, shall the main question be now put ?

The main question was ordered,

By the following vote :

Those voting in the affirmative, were :

Messrs. Allen, Arnold, Atwater, Ayres, Bailey, Barnard, Barnes, Blake, Bowen, Bremner, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Dana, Davis, Fay, Field, Galagan, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Jeffers, Manson, McDill, Merriam, Merrill, Montgomery, Morgan, More, Nichols, Peterson, O. S. Powell, R. T. Powell, Rankin, Samuelson, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, and Vaughn—47.

Those voting in the negative were

Messrs. Anderson, Baker, Ball, Bate, D. W. Briggs, Coons, Curtis, Eastman, Fitzgerald, Freeman, Hall, Heimdal, Hinkley, Hoskins, Hoyer, C. M. Hoyt, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Marvin, Maxon, McDonald, Meyer, Moulton, Ockler, Orton, Pease, Pengra, Rhodes, Richards, Richter, Rood, Busch, Semmann, Thorn, Trumer, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith.—45.

Those absent or not voting were  
Messrs. Bacon, Dick, Fryer, McCormick, McIntosh, Mihills,  
Oetling and Rounds—8.

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On motion of Mr. Orton,  
The Assembly adjourned.

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WEDNESDAY, MARCH 8, 1871,

10 O'CLOCK, A. M.

The Assembly met.  
The Speaker in the Chair.

Prayer by the Rev. L. H. Whiting, of Janesville.

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Mr. Maxon moved that the Journal be so corrected as to show, on page 697, after the figures "15," an amendment sent up by him at that time to

No. 758, A.,

A bill to apportion the state into senate and assembly districts,  
And which amendment was not read.

Mr. Rood moved that said amendment be laid upon the table,  
Which motion to table prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker,  
Barnes, Bowen, Chase, Cheney, Cousins, Curtis, Dana, Davis,  
Fay, Field, Galagan, Hall, Hammond, Harris, Hixon, Holloway,  
Hoskins, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Kunts,  
Marvin, McDill, Merriam, Merrill, Montgomery, More, Nichols,  
Pengra, Peterson, R. T. Powell, Rood, Samuelson, Sanderson,  
Semple, Sherman, Smith, Swain, Vaughn and Mr. Speaker Smith—  
49.

Those voting in the negative were

Messrs. Anderson, Ball, Barnard, Bate, Coons, Dick, Eastman,

Freeman, Fryer, Heimdal, Hinkley, Hoyer, C. M. Hoyt, Keenan, Knoll, Lonergan, Manson, Maxon, McCormick, McDonald, McIntosh, Meyer, Mihills, Moulton, Ockler, Oelling, Orton, Rhodes, Richards, Richter, Rusch, Semmann, Thörn, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—39.

Those absent or not voting were

Messrs. Blake, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Fitzgerald, Morgan, Pease, O. S. Powell, Rankin, Rounds and Torgerson—12.

## RESOLUTIONS INTRODUCED.

By Mr. Baker :

Res. No. 34, A.,

WHEREAS, The clerk of the committee on Incorporations has also acted as clerk of the committee on Apportionment, and has rendered valuable service ; therefore,

*Resolved*, That said clerk be considered as having received his appointment for the whole of the present session of this Legislature, as clerk of said committee on Incorporations, and that pay as such shall be in full for services on both of said committees.

Which resolution was adopted

## REPORTS OF STANDING COMMITTEES.

The committee on State Affairs, to whom was referred

No. 48, S.,

A bill to provide for the payment of the sergeant-at-arms of the senate session of 1870, and of the witnesses subpoenaed by him to testify before special railroad committee,

Have had the same under consideration, and respectfully report the same back with substitute, and recommend its passage.

W. W. FIELD,

*Chairman.*

On motion of Mr. Field,

The rules were suspended,

The substitute reported was adopted, and

Said bill was read a third time and concurred in,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Barnard, Barnes, Bowen, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Curtis, Dana, Davis, Fay, Field, Fryer, Galagan, Hall, Harris, Hinkley, Hixon, Holloway, Hoskins, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Manson, McDill, McIntosh, Merrill, Meyer,



Montgomery, Morgan, Move, Moulton, Nichols, Oetting, Orton, Pease, Pengra, E. T. Powell, Rhodes, Richards, Richter, Rood, Rusch, Sanderson, Semmann, Semple, Sherman, Smith, Swain, Thorn, Vaughn, J. S. White, S. A. White and Mr. Speaker Smith—89

Those voting in the negative were

Messrs. Ball, Ceons, Dick, Eastman, Freeman, Hammond, Heimdal, Hoyer, Lonergan, Maxon, McDonald, Oekler, Peterson, Trumer and Wagner—15.

Those absent or not voting were

Messrs. Bate, Blake, Bremner, D. W. Briggs, Fitzgerald, Marvin, McCormick, Merriam, Mihills, O. S. Powell, Rankie, Rounds, Samuelson, Torgerson, Watts and Weil—16.

The committee on Local Legislation to whom was referred

No. 303, S.,

A bill to amend chapter 169 of the private and local laws of 1871, entitled an act to change the name of Mary Elizabeth Williams to Mary Elizabeth Pritchard, and make her the adopted child and heir at-law of Owen Pritchard and Mary Elizabeth Pritchard of the city of Milwaukee.

Have had the same under consideration, and recommend that the same be concurred in.

D. D. CHENEY,  
*Chairman.*

The committee on Roads, Bridges and Ferries to whom was referred

No. 188, S.,

A bill to amend certain sections of chapter 183 of general laws of 1863, entitled an act to authorize county supervisors to lay out and establish highways in certain cases.

No. 711, A.,

A bill to legalize the laying and locating a certain highway in the county of Winnebago.

No. 669, A.,

A bill to lay out a State road from St. Cloud, in Fond du Lac county, to the north line of Fond du Lac county.

And report the same back with the recommendation that they do pass.

No. 38, S.,

A bill to amend chapter 480, private and local laws of 1868, entitled an act to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named,

And recommend its indefinite postponement.

P. SEMPLE,  
*Chairman.*

## REPORT OF SELECT COMMITTEE.

The special committee to whom was referred bill

No. 128, S.,

A bill to repeal section 4, chapter 121, general laws of 1868, entitled an act relating to the compensation of county judges,

Have requested me to report the same back with an amendment and recommend its passage when so amended

JOSEPH WAGNER.

*Chairman.*

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The special committee on

No. 697, A.,

A bill to authorize the board of supervisors of Rock county to appoint a jailor, define his powers, prescribe his duties, and to relieve the sheriff of Rock county of certain duties,

Have had the same under consideration and directed me to report the same back with amendments, and recommend its passage when amended.

A. SHERMAN.

*Chairman.*

On motion of Mr. Merrill,

Said bill was re-committed to the Judiciary committee.

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The Ozaukee County Delegation, to whom was referred

No. 163, S.,

A bill to authorize the town of Port Washington, in the county of Ozaukee, to vote a tax for the purpose of aiding in building the harbor at the village of Port Washington,

Have had the same under consideration, and report the same back with the recommendation of its passage.

CHAS. G. MEYER,

*Ozaukee County Delegation.*

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The Special committee to whom was referred

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and to cause a fence around the capitol park to be built,

Report the same back with a substitute, and a majority of the committee recommend the passage of the substitute.

GERRIT T. THORN,

*Chairman.*

The Fond du Lac County Delegation, to whom was referred  
No. 314, A.,

A bill concerning the jurisdiction of municipal courts within this  
state,

The majority report the same back with substitute, and recom-  
mend the passage of the substitute

GERRIT T. THORN,

*Chairman.*

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The Special committee to whom was referred  
No. 207, S.,

A bill to extend the time for appeals for services rendered under  
provisions of chapter 98, private and local laws of 1857, and chapter  
89, private and local laws 1858, relating to state roads.

Have had the same under consideration and requested me to re-  
port the same back with the recommendation that it do pass.

D. W. BRIGGS,

*Chairman*

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has concurred with  
the Assembly in

No. 570, A.,

A bill to amend section 2 of chapter 89 of the private and local  
laws of 1866, entitled "an act to change the time of holding the  
circuit court in the 10th judicial circuit," approved Feb. 28, 1866.

No. 233, A.,

A bill to authorize the city of Madison to aid in the construction  
of the Madison and Portage Railroad, prescribing the mode and re-  
stricting the amount thereof, and directing the levy of a tax therefor.

No. 177, A.

A bill to amend an act entitled an act to incorporate the Fire De-  
partment of the city of Janesville, approved March 5, 1867,

No. 542, A.,

A bill to change the name of Franklin Emerson, to Franklin  
Montague Allen.

No. 508, A.,

A bill to change the name of Charles Rausier to James Patterson.

No. 440, A.,

A bill to amend section 1 of chapter 34, of the general laws of  
1870, entitled an act to amend section 18 of chapter 120 of the  
revised statutes, in relation to claims against railroad companies.

No. 624, A.,

A bill to legalize a public highway on town line between the city of Milwaukee and town of Wauwatosa, in Milwaukee county.

No. 851, A.,

A bill to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Suamico, in the county of Brown.

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county,

No. 53, A.,

A bill authorizing county boards of supervisors to appoint land inspectors and to define their duties and the duties of the clerks of the boards of supervisors and assessors.

No. 241, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

No. 303, A.,

A bill to extend the limits of the village of West Depere.

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 24, A.,

A bill to regulate the sale of patent rights and prevent frauds connected therewith.

No. 131, A.,

A bill to amend chapter 827 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

No. 236, A.,

A bill to incorporate the Bayfield Gas Light Company.

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 371, A.,

A bill to authorize the superintendent of public instruction to apportion school moneys to the town of Eagle, Waukesha county.

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the town of Eau Claire, Portage county, to participate in the apportionment of the income of the school fund for 1871.

No. 390, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company.

No. 535, A.,

A bill to authorize the trustees of the Hôpital for the Insane to convey the right of way to the Baraboo Air Line Railroad.

No. 282, A.,

A bill to consolidate all acts now in force for the government and management of the State Prison, and to amend the same.

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand juries in said county of Burnett.

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose,

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs.

No. 431, A.,

A bill to legalize the returns of the Adams county and Richland county Agricultural Societies.

No. 507, A.,

A bill to establish Lumber District No. 10, in the State of Wisconsin.

No. 531, A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 575, A.,

A bill to amend section 20, of chapter 99, of the revised statutes, entitled of the administration and distribution of the estates of intestates.

No. 579, A.,

A bill to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin,

And has amended and concurred in as amended

No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee,

And has concurred in

No. 653, A.,

A bill to authorize the supervisors of the county of Trempeleau to levy a tax for the purposes therein named,

No. 544, A.,

A bill to authorize the city and town of Hudson to issue bonds.

No. 573, A.,

A bill to legalize the filing of the official oath and bond of B. Ringle, county judge of Marathon county.

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and piers on the Chippewa river.

No. 328, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

No. 387, A.,

A bill to extend the time in which the commissioners of public works, in the city of Milwaukee may make return of their assessment of damages and benefits in laying out and extending Doty street, in the First Ward, and Sycamore street, in the Fourth Ward, of said city, the payment of damages for such extension, and the levy of such taxes as are authorized by law for these purposes.

And has amended and concurred in as amended,

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 375, A.,

A bill to authorize the Beloit School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 108 A.,

A bill to amend section 20 of chapter 133 of revised statutes, entitled of costs and fees.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

No. 12, A.,

A bill to amend chapter 53 of the private and local laws of 1867, entitled an act to incorporate the Hazel Green Mining Company.

#### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Hall, the vote by which

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers,

Was indefinitely postponed,

Was unanimously reconsidered, and

Said bill was recommitted to the committee on Railroads.

On motion of Mr. Thorn,

No. 519, A.,

A bill to encourage the manufacture of iron in this state.

Was recommitted to committee on Mining and Smelting.

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On motion of Mr. Rood,

The Assembly resolved itself into a

COMMITTEE OF THE WHOLE

On

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

Mr. Curtis in the chair.

After some time spent in the consideration thereof, said bill was reported back with amendments.

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REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendments reported by the Committee of the Whole to said bill were adopted.

Mr. Bate offered the following amendment:

Strike out all of section 13, and insert

Section 13. Whenever said company shall have excavated and completed a canal or cut off across lots 5, 6, and 7, section 8, town 27, range 9, located in the big bend in the Chippewa river above the lower dells; such cut off or canal to be not less than two hundred feet in width and of sufficient depth to float steamboats and rafts in the lowest stage of water, said company is authorized to occupy and use all of the present bed of the Chippewa river between the extremes of said cut off or canal for the storage of logs, and for such purpose may construct and maintain all necessary piers and booms, and may construct and maintain a dam above the outlet and below the entrance of said canal, not exceeding four feet in height above low water mark.

Pending the consideration of which,

On motion of Mr. Thorn.

The Assembly adjourned to 7 o'clock P. M.

7 o'clock P. M.

The Speaker called the Assembly to order.

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### REPORTS OF STANDING COMMITTEES.

The committee on Internal Improvements, to whom was referred the following bill,

No. 464, A.,

A bill to incorporate the East Shioe Improvement Company,

Report the same back with amendments, and recommend its passage when so amended.

No. 571, A.,

☒ A bill for the improvement of the water power on the Waukau creek, in Winnebago county.

Report the same back with a substitute, and recommend the passage of the substitute.

No. 592, A.,

A bill to authorize Laban S. Bucher and others to maintain a dam on Wolf river, in Oconto county,

Report the same back without recommendation.

No. 698, A.,

A bill to authorize a dam to be erected and maintained across Oconto river,

Report the same back and recommend that it be indefinitely postponed.

G. C. HIXON,  
*Chairman.*

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The committee on Town and County Organization, to whom was referred

No. 708, A.,

A bill to attach certain territory to the towns of Eagle Point and Wheaton, in Chippewa county,

Have had the same under consideration, respectfully report the same back to the house and recommend that it do pass.

THOS. H. McDILL,  
*Chairman.*



## REPORTS OF SELECT COMMITTEES.

The Milwaukee County Delegation, to whom were referred the following bills, have had the same under consideration, and instructed me to report the same back, with recommendations as follows :

No. 299, A.,

A bill for the construction of a certain Bridge therein named,  
With amendments, and recommend its passage when so amended.

No. 95, S.,

A bill to amend chapter 184, revised statutes, entitled of inquest of the dead,

With recommendation that it be concurred in.

No. 298, A.,

A bill to incorporate the Bay View and City Omnibus Company,  
With recommendation that it be indefinitely postponed.

D. H. RICHARDS,

*Chairman.*

The delegation from Washington county, to whom was referred  
No. 259, S.,

A bill to incorporate the village of Hartford, in the county of Washington,

Have had the same under consideration and report the same back to the Assembly and recommend its passage.

D. W. MAXON,

B. S. WEIL,

*Committee.*

On motion of Mr. Maxon,

The rules were suspended, and

No. 259, S.,

Was read a third time and concurred in,

The consideration of

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company,

Was resumed, and

The question being on the adoption of the amendment offered this A. M. by the gentleman from Chippewa, Mr. Bate.

Mr. Pease moved that the further consideration of said bill be postponed until to-morrow,

Which motion was lost.

After some time spent in the consideration of the proposed amendment,

Mr. Orton asked to be excused from voting on any question pertaining to said Bill No. 1, Assembly,

And Mr. Rood moved that Mr. Orton be so excused,  
Which motion prevailed.

Mr. Orton then asked and obtained leave to present the following resolution, which being read was entertained and became,

Res. No. 85, A.

WHEREAS, it is charged that unlawful means have been used by parties interested, or their agents, to influence and procure the votes of members of this Assembly, on one side or the other, upon the bill under consideration, assembly bill number one, entitled "a bill to incorporate the Chippewa River Improvement and Booming Company," therefore,

*Resolved*, That a committee of five be appointed, whose duty it shall be to investigate said charge, and ascertain whether they are true; and said committee are hereby authorized to send for persons and witnesses, and swear and examine them, touching the subject of this investigation, and report to the Assembly such evidence as they may take with convenient dispatch,

Which being a privileged resolution,

Was considered and adopted,

Mr. Field moved that the further consideration of said bill be postponed until after the investigation and report of the committee provided under resolution No. 85, A.

Mr. Pease moved that the Assembly do now adjourn,

Which motion to adjourn was lost,

And the Assembly refused to postpone the consideration of said bill

By the following vote:

Those voting in the affirmative were:

Messrs. Bacon, Baker, Bate, Bremner, D. W. Briggs, P. R. Briggs, Coons, Dana, Davis, Field, Freeman, Fryer, Hammond, Heimdahl, Hinkley, Holloway, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Keenan, Kuntz, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Peterson, Rankin, Richards, Sanderson, Swain, Torgerson and J. S. White—38.

Those voting in the negative were:

Messrs. Allen, Anderson, Arnold, Atwater, Bailey, Ball, Blake, Bowen, Chambers, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, Harris, Hixon, J. W. Hoyt, Jeffers, Judd, King, Knoll, Loneragan, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Oekler, Oetling, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Semmann, Semple, Sherman, Smith, Trumer, Vaughn, Wagner, Watts, Weil, S. A. White and Mr. Speaker, Smith—53.

Those absent or not voting, were:

Messrs. Ayers, Barnard, Barnes, Curtis, Hall, McCormick, Orton, Rounds and Thorn—9.

Mr. Hammond moved that the Assembly do now adjourn,

Which motion was lost.

Mr. Cheney moved the previous question,

Which motion was seconded,

Mr. Bate moved a call of the House,

Which motion being seconded, and

The roll being called

The absentees with leave were, none.

The absentees without leave were,

Messrs. Barnard, Blake, Curtis, Kuntz, McCormick and Rounds.

Mr. Rood moved that further proceedings under the call be dispensed with,

Which motion was lost,

By the following vote.

Those voting in the affirmative were :

Messrs. Allen, Anderson, Arnold, Bacon, Bailey, Ball, Bowen, D. W. Briggs, Chase, Cheney, Cousins, Dick, Eastman, Fitzgerald, Fryer, Galagan, Hall, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Knoll, Lonergan, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Etling, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, and S. A. White—50.

Those voting in the negative were

Messrs. Atwater, Baker, Barnes, Bate, Bremner, P. R. Briggs, Chambers, Coons, Dana, Davis, Fay, Field, Freeman, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Keenan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Rankin, Richards, Sanderson, Semple, Swain, Thorn, Torgerson, Watts, J. S. White and Mr. Speaker, Smith—42.

Those absent or not voting were

Messrs. Ayres, Barnard, Blake, Curtis, Kuntz, McCormick, Orton and Rounds—8.

Mr. C. M. Hoyt moved that the Assembly do now adjourn,

Which was lost,

By the following vote :

Those voting in the affirmative, were :

Messrs. Barnes, Bate, Bremner, P. R. Briggs, Chambers, Coons, Field, Fitzgerald, Freeman, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Keenan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Etling, Pease, Pengra, Peterson, Rankin, Richards, Semple, Swain, Thorn, Torgerson, Watts and J. S. White—43.

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Atwater, Bacon, Bailey, Baker, Ball, Barnard, Bowen, D. W. Briggs, Chase, Cheney, Cousins, Dana, Davis, Dick, Eastman, Fay, Galagan, Jeffers, Judd, King, Knoll, Kuntz, Lonergan, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Sanderson, Sem

mann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith.—50.

Those absent or not voting were

Messrs. Ayres, Blake, Curtis, McCormick, Orton and Rounds—7.

Mr. Arnold moved that further proceedings under the call be dispensed with,

Which motion prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Bacon, Bailey, Ball, Barnard, Blake, Bowen, Bremner, Chase, Cheney, Coons, Cousins, Dick, Eastman, Fay, Fryer, Galagan, Hall, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Knoll, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith—56.

Those voting in the negative were

Messrs. Atwater, Baker, Barnes, Bate, D. W. Briggs, P. R. Briggs, Chambers, Dana, Davis, Field, Fitzgerald, Freeman, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Keenan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Rankin, Richards, Sanderson, Semple, Swain, Thorn, Torgerson, Watts and J. S. White—40.

Those absent or not voting were

Messrs. Ayres, Curtis, Orton and Rounds—4.

The question recurring on the motion of Mr. Cheney, for the previous question,

And the question being shall the main question be now put,

The main question was ordered,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Bacon, Bailey, Ball, Barnard, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Dana, Davis, Dick, Eastman, Fay, Fitzgerald, Galagan, Hixon, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Knoll, Kuntz, Lonergan, Marvin, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Sanderson, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith—68.

Those voting in the negative were :

Messrs. Baker, Barnes, Bate, Coons, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Holloway, Hoskins, Hoyer, C. M. Hoyt, Keenan, Manson, Maxon, McDill, McDonald.

McIntosh, Montgomery, More, Pease, Rankin, Richards, Semple, Swain, Thorn, Torgerson Watts and J. S. White—33.

Those absent and not voting were

Messrs. Ayres, Curtis, Orton and Rounds—4.

Mr. Pease moved that the Assembly adjourn,

Which motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Baker, Barnes, Bate, P. R. Briggs, Chambers, Coons, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, Hoye, O. M. Hoyt, Humphrey, Keenan, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Peterson, Rankin, Richards, Sanderson, Semple, Swain, Thorn, Torgerson, Watts and J. S. White—44.

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Bacon, Bailey, Ball, Barnard, Blake, Bowen, Bremaer, D. W. Briggs, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galaghan, J. W. Hoyt, Jeffers, Judd, King, Knell, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mibills, Morgan, Moulton, Nichols, Ockler, Oetling, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith—52.

Those absent or not voting were

Messrs. Ayres, Curtis, Orton and Rounds—4.

The amendment offered by the gentleman from Chippewa, Mr. Bate, was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, P. R. Briggs, Chambers, Dana, Davis, Field, Freeman, Fryer, Harris, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, Hoye, O. M. Hoyt, Humphrey, Manson, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Richards, Sanderson, Swain, Thorn, Torgerson and J. S. White—38.

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Ball, Barnard, Blake, Bowen, Bremner, Chase, Cheney, Coons, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, Hall, Hammond, J. W. Hoyt, Jeffers, Judd, Keenan, King, Knell, Kuntz, Lonergan, Marvin, McCormick, Merriam, Merrill, Meyer, Mibills, Morgan, Moulton, Nichols, Ockler, Oetling, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richter, Rood, Rusch, Samuelson, Semmann, Semple, Sherman, Smith, Trumer, Vaughn, Wagner, Watts, Weil S. A. White and Mr. Speaker Smith—58.

Those absent or not voting were

Messrs. Ayres, Curtis, Orton and Rounds—4.

And said bill was ordered to a third reading,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Ball, Barnard, Bowen, Bremner, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, Hammond, J. W. Hoyt, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusob, Samuelson, Semman, Shermann, Smith Tramer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith—51.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, Blake, D. W. Briggs, P. R. Briggs, Chambers, Coons, Dana, Davis, Field, Freeman, Fryer, Hall, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Manson, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Rankin, Richards, Sanderson, Sample, Swain, Thorn, Torgerson, Watts and J. S. White—45.

Those absent or not voting were

Messrs. Ayres, Curtis, Orton and Rounds—4.

The Speaker announced as the select committee under

Res. No. 35, A.,

Messrs. Hall, Keenan, Merrill, Curtis and S. A. White.

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On motion of Mr. Cheney

The Assembly adjourned.

THURSDAY, MARCH 9, 1871,

10 o'clock, A. M.

The Assembly met.  
The Speaker in the Chair.  
Prayer by the Rev. Mr. Dodge,

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#### RESOLUTIONS CONSIDERED.

Res. No. 33, A.,  
Limiting debate,  
Introduced by Mr. Curtis on the 7th inst.,  
On motion of Mr. Field,  
Postponed until to-morrow.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Medical Societies and Medical Colleges, to whom was referred,  
No. 660, A.

A bill to incorporate the Wisconsin State Dental Society,  
Have had the same under consideration, and would respectfully report it back with the recommendation that it do pass.

D. COOPER AYRES,  
*Chairman.*

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The committee on Banks and Banking to whom was referred,  
No. 730 A.,

A bill to amend an act entitled an act to amend section 110 of the general laws of 1868, entitled an act requiring reports from un-organized banks and bankers,

---

Respectfully report the same back to the house and recommend that it be indefinitely postponed.

R. P. BRIGGS,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bill, and find the same correctly engrossed :

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

A. R. JOD,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bill and find it correctly engrossed :

No. 512 A.,

A bill to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

A. R. JOD,  
*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 373, A.,

A bill to amend chapter 25, of the general laws of 1870, entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company.

No. 358, A.,

A bill to incorporate the Fort Howard, Shawano and Mississippi Railroad Construction Company.

No. 652, A.,

A bill for the preservation of game.

No. 608, A.,

A bill relating to proceedings against garnishees.

No. 555, A.,

A bill to incorporate the Savings Bank of Mauston,

A. R. JOD,  
*Chairman.*



## SENATE MESSAGE OF YESTERDAY CONSIDERED.

The Senate amendments to

No. 329, A.,

A bill to authorize joint school district No. 2. in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 375, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 108, A.,

A bill to amend section 20 of chapter 133 of the revised statutes, entitled of costs and fees.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

No 12, A.

A bill to amend chapter 53 of the private and local laws of 1867, entitled an act to incorporate the Hazel Green Mining Company.

On motion of Mr. Richter, the first Senate amendment to

No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee,

Was non-concurred in, and

The second Senate amendment thereto was concurred in.

The following Senate bills were severally read a first and second times and referred:

No. 83, S.,

A bill to amend chapter 278, of the general laws of 1861, entitled an act to amend chapter 115, of the general laws of 1859, entitled an act to prohibit the selling of intoxicating drinks on Sundays and certain other days therein mentioned.

To committee on State Affairs.

No. 218, S.,

A bill to amend section 1, chapter 93, general laws 1866, which is an act to provide remedies in addition to the remedies provided by sections 100 and 101 of chapter 18 of the revised statutes, for the collection of delinquent personal taxes.

To committee on Assessment and Collection of Taxes.

No. 233, S.,

A bill to legalize a state road from section 16, township 19, range 11 west, to section 10 in the same town and range, in Buffalo county.

To committee on Roads, Bridges and Ferries.

No. 240, S.,

A bill to amend section 13 of chapter 152, general laws of 1869, entitled an act to codify the laws of this state relating to highways and bridges,

To committee on Roads, Bridges and Ferries.

No. 216, S.,

A bill relating to the settlement of the estates of deceased persons, and amendatory of section 9, chapter 98 of revised statutes.

To committee on Judiciary.

No. 274, S.,

A bill to authorize the common council of the city of Prescott to aid in the construction of a hotel in said city.

To committee on Judiciary.

No. 278, S.,

A bill to incorporate the Pochquette Mining Company.

To committee on Mining and Smelting

No. 285, S.,

A bill to amend section 2, chapter 144, general laws of 1870, entitled an act to amend section 4, chapter 180, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

To committee on Assessment and Collection of Taxes.

No. 286, S.,

A bill to extend the time for the collection of municipal taxes in the city of Kenosha, Wis.

To committee on Assessment and Collection of Taxes.

No. 258, S.,

A bill to repeal section 11 of chapter 8, of general laws of 1870, entitled an act to amend chapter 361 of general laws of 1860, entitled an act conferring jurisdiction on the county court of Winnebago county, and to restore section 23 of chapter 361, of the general laws of 1860.

To Winnebago County Delegation.

No. 285, S.,

A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh.

To the General File.

No. 241, S.,

A bill to amend section 19 of chapter 120 of the revised statutes, entitled of courts held by justices of the peace.

To committee on Judiciary.

No. 283, S.,

A bill to provide for the places of holding elections in the town of El Dorado, county of Fond du Lac,

To Fond du Lac county delegation.

No. 294, S.,

A bill to change the name of the town of Seymour, in Lafayette county, to Belprairie,

To Lafayette county delegation.

No. 295, S.,

A bill to detach a portion of the town of Kendall, in the county of LaFayette, and to attach the same to the town of Belprairie, in the same county,

To Lafayette county delegation.

No. 800, S.,

A bill to repeal chapter 46 of the private and local laws of 1870, entitled an act to change the name of the town of Center, La Fayette county, to Darlington, and restore the name of Center to said town,

To Lafayette county delegation.

No. 290, S.,

A bill to amend sections 43 and 102 of chapter 155, of the general laws of 1863, entitled an act to codify the laws of this State, relating to common schools.

To committee on Education.

No. 222, S.,

A bill to change the boundaries of the towns of Farmington and Milford, in Jefferson county, and State of Wisconsin,

Was read a first and second times, and

On motion of Mr. Ball,

The rules were suspended, and

Said bill was read a third time and concurred in.

No. 280, S.,

A bill to incorporate the Pine River Improvement Company,

Was read a first and second times, and

On motion of Mr. Bauey,

The rules were suspended, and

Said bill was read a third time, and concurred in.

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### MESSAGE FROM THE SENATE.

By O. B. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

Jt. Res. No. 14, S.,

*Resolved by the Senate, the Assembly concurring,* That the Senate Committee on Finance and the Assembly Committee on Ways and Means be and they are hereby directed to act as a joint committee in preparing bills to provide revenues for State expenses for the ensuing year, and that they have leave to report at any time before the final adjournment of the legislature.

No. 263, S.,

A bill to provide for postage stamps for the use of the elective officers of the Senate and Assembly.

No. 244, S.,

A bill to regulate the use of kerosene and other illuminating oils and illuminating materials in hotels and public buildings.

I am directed to inform you that the Senate has concurred with the Assembly in

No. 639, A.,

A bill to change the name of Sarah Blake to Minnie Fink, and make her the heir-at-law of Alphonse Fink and Amanda Fink.

No. 565, A.,

A bill to amend chapter 28, of the general laws of 1860, entitled, "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1869, amending said chapter 28."

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park.

No. 516, A.,

A bill to provide for serving notices of trial and filing notes of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1869, entitled an act relating to trials in courts of record.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mount Pleasant, in the county of Racine, for highway purposes.

No. 802, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county, for the borough of Fort Howard.

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county.

No. 421, A.,

A bill to authorize William S. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the state of Iowa.

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2. of chapter 188, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 18, of the revised statutes, entitled of counties and county officers.

No. 647, A.,

A bill to authorize Wm. Besser to construct and run a steamboat on Lake La Belle, in the county of Waukesha.

No. 488, A.,

A bill to amend chapter 55, general laws of 1870, entitled an act to amend chapter 19 of the revised statutes, entitled of highways and bridges.

No. 498, A.,

A bill to incorporate the Faulkner-Browning Construction Company.

No. 598, A.,

A bill to re-organize the Appleton Cemetery Association.

No. 274, A.,

A bill to incorporate the Eau Claire, Alma and Winona Railroad Company.

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.

No. 569, A.,

A bill to incorporate the Sheboygan Gas Light Company.

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Bayfield, in Bayfield county.

No. 318, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled an act to amend chapter 139 of the revised statutes, entitled of appeals, writs of error and proceedings therein.

No. 682, A.,

A bill to amend section 10 of chapter 176, private and local laws of 1860, entitled an act to incorporate the village of Mauston.

No. 556, A.,

A bill to authorize justices of the peace in joint school district No. 4, of the towns of Arlington and Dekorra, in Columbia county, to keep offices therein.

No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

No. 504, A.,

A bill for the relief of school district No. 6 in the town of Roxbury, Dane county.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunlieth, La Crosse and St. Croix River Shore Railroad passes to aid in its construction,

No. 650, A.,

A bill to change the name of Halva G. Halverson to Halva G. Stordock.

No. 249, A.,

A bill to revise and consolidate an act, entitled an act to incorporate the Wisconsin Valley Railroad Company, approved October 13th, 1856, and the various acts amendatory thereto.

No. 455, A.,

A bill to incorporate the Superior Railway Company.

No. 523, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company.

No. 550, A.,

A bill to authorize R. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

No. 396, A.

A bill to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

No. 408, A.,

A bill to incorporate the Madison Driving Park Association.

No. 316, A.,

A bill to amend chapter 370 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 369 of the private and local laws of 1869, amendatory thereof.

No. 324, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled "an act to incorporate the Penoka and St. Croix Railroad Company."

No. 645, A.,

A bill to amend section 2 of chapter 310, of the private and local laws of 1866, entitled an act to permit the towns of Hudson, Warren, Hammond and Springfield, in St. Croix county, to aid to obtain the right of way for the Tomah and Lake St. Croix railroad through said towns.

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association.

M. C. No. 12, A.,

Memorial to Congress for aid to the Milwaukee and Northern Railway.

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 346, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

No. 612, A.,

A bill to vacate the village plat of the village of DeSoto, in St. Croix county, Wis.

No. 613, A.,

A bill to vacate a part of the city plat of the city of Hudson, in St. Croix county, Wis.

No. 595, A.,

A bill to extend the time for  
county for the year 1870.

No. 622, A.,

A bill to authorize the village of  
Croes, to issue bonds to aid in the purchase  
of ladders and other fire apparatus.

No. 422, A.,

A bill to remove a toll gate upon  
Plankroad.

And has amended and concurred

No. 406, A.,

A bill relating to the sale of  
conveyance and redemption thereon.

No. 400, A.,

A bill to incorporate the Maustic

No. 239, A.,

A bill to incorporate the Wagon  
pany.

No. 392, A.,

A bill to amend chapter 267 of the  
entitled an act to incorporate the  
chapter section 2 of chapter 123 of the  
entitled an act to amend an act entitled  
the city of Stevens Point.

No. 452, A.,

A bill to amend chapter 407 of the  
entitled an act to incorporate the B  
Company.

No. 497, A.,

A bill to incorporate the Craig M

No. 224, A.,

A bill to incorporate the Hunting

No. 165, A.,

A bill to incorporate the Fox Lath  
mechanical Association.

And has indefinitely postponed

No. 150 A.,

A bill to amend chapter 518 of the  
entitled "an act relating to ditching

No. 276, A.,

A bill providing for the levying of  
of the city of Milwaukee.

No. 97, A.,

A bill to make the receiving of a  
court of this State, in a case where  
or interested, or by a commissioner to  
private property for railroad purposes  
the State prison.

Jt. Res. No. 20, A.,

To amend section 3 of article 11 of the constitution of this State.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 287, S.,

A bill to amend chapter 877 of the private and local laws of 1870, entitled an act to authorize the Chicago and Northwestern Railroad Company to guaranty certain bonds therein named.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed by the Senate to present to you for signature :

No. 48, S.,

A bill to provide for the payment of the sergeant-at-arms of the senate session of 1870, and of the witnesses subpoenaed by him to testify before special railroad committee.

Said bill was signed by the Speaker.

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ASSEMBLY BILLS READY FOR A THIRD READING.

No. 607, A.,

A bill to appropriate to Albert A. See a sum of money therein named.

No. 859, A.,

A bill to appropriate to Adolph Haster, the sum of money therein named.

Were severally read a third time and passed,

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Bate, Bowen, Bremner, D. W. Briggs, Chambers, Cheney, Cousins, Davis, Dick, Eastman, Field, Fitzgerald, Harris, Heimdal, Hixon, Holloway, Humphrey, Judd, King, Kunts, McDill, Merriam, Merrill, Meyer, Mihills, Montgomery, More, Moulton, Nichols, Orton, Pengra, O. S. Powell, R. T. Powell,



9, 1871.]

Rhodes, Richter, Ro  
Sherman, Smith, S  
Weil, J. S. White,  
Those voting in th  
Messrs. Ball, Coor  
J. W. Hoyt, Keen  
McDonald, Ockler,  
Those absent or no  
Messrs. Barnard,  
tis. Dana, Fay, Fr  
Manson, Marvin, Mo  
mann, Thorn and Wa  
No. 612 A.,

A bill to authorize  
to levy and collect a  
same to the credit of

Was read a third ti  
By the following vo  
Those voting in th  
Messrs. Allen, Ar

Ball, Barnard, Barne  
Cheney, Coons, Cou  
Fitzgerald, Galagan,  
C. M. Hoyt, J. W.  
King, Knøell, Kuntz,  
Donald, Merriam, Me  
More, Moulton, Nicho  
O. S. Powell, R. T.  
Rood, Rounds, Rusch  
Smith, Swain, Torge  
White and Mr. Speake

None voting in the  
Those absent or not  
Messrs. Anderson, J

Fay, Freeman, Fryer,  
Marvin, McIntosh, K  
Vaughn—22.

## BILLS REPORTED

No. 142, S.,

A bill to enforce the

No. 187, S.,

A bill to authorize th  
ty of Walworth to dra  
purposes herein mention

No. 198, S.,

A bill to appropriate money to pay witnesses for the State in a certain case.

No. 204, S.,

A bill to amend section 4, of chapter 422, of the private and local laws of 1870, entitled an act to establish a Ferry across Lake St. Croix.

M. C. No. 2, S.,

A memorial to Congress against the repeal of the tax on incomes, Were severally ordered to a third reading.

The amendment reported by the Committee of the Whole to

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of the State of Wisconsin,

Was adopted,

And said bill was ordered to a third reading.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville.

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City, in Buffalo county, state of Wisconsin," approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo,

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions

No. 574, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled an act to establish a township system of school government.

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled "an act to codify the laws of the state relating to common schools."

No. 619, A.,

A bill relating to the individual liability of the stockholders in the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

No. 635, A.,

A bill to incorporate the Fox River Iron Company.

No. 636, A.,

A bill to abolish Probate Fees in Outagamie county.

Were severally ordered engrossed.

The amendments reported to

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's Compilation of the General Laws of this State, for the use of the State,

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting; also to add new territory to said district.

Were severally concurred in, and

Said bills were severally ordered engrossed.

The amendments reported to

No. 428, A.,

A bill to incorporate the North Bay Company,

Were concurred in, and

On motion of Mr. Bremner,

The rules were suspended, and

Said bill was read a third time and passed.

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay, and the several acts amendatory thereto.

Was on motion of Mr. Curtis,

Re-committed to the Brown County Delegation.

The amendments reported to

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents,

Were concurred in, and

On motion of Mr. Ball,

The rules were suspended, and said bill

Was read a third time and passed.

No. 687, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns and cities, and incorporated villages, in borrowing money, contracting debts, and loaning their credit,

Was, on motion of Mr. Maxon,

Re-committed to a select committee of three.

The substitute reported to

No. 273, A.,

A bill to further provide for and regulate the sale of intoxicating drinks in this state,

Was adopted, and

Mr. Maxon moved that said bill be indefinitely postponed,

Which motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Ball, Barnes, Bate, Coons, Dick, Eastman, Fitzgerald, Fryer, Galagan, Hammond, Harris, Heimdal, Hinkley, Hoskins, C. M. Hoyt, J. W. Hoyt, Keenan, Kuntz, Lonergan, Maxon, McCormick, McDonald, Meyer, Montgomery, Moulton, Cetling, Rhodes, Richards, Richter, Samuelson, Semmann, Thorn, Trumer, Wagner, J. S. White and S. A. White—37.

Those voting in the negative were

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hixon, Holloway, Humphrey, Jeffers, Judd, King, Marvin, McDill, Merrill, Mihills, Morgan, More, Nichols, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Torgerson, Vaughn and Mr. Speaker, Smith—45.

Those absent or not voting were

Messrs. Barnard, Blake, Bremner, Chase, Cheney, Freeman, Hoyer, Knell, Manson, McIntosh, Merriam, Ockler, Orton, Rankin, Busch, Semple, Watt and Weil—18.

And said bill was ordered engrossed.

Mr. Bailey, moved that

No. 360, A.,

A bill to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery,

Be indefinitely postponed,

Which motion was lost.

Mr. Maxon offered the following amendment.

Amend section 7, by adding the following :

“Provided that this act shall not apply to females who may practice medicine, surgery and mid-wifery,”

Which amendment was adopted.

Mr. Maxon then offered the following amendment.

Strike out all after the enacting clause, and insert

“Chapter 86 of the general laws of 1870, entitled an act to protect the people of Wisconsin from empiricism and imposition in the practice of medicine and surgery, “is hereby repealed,”

Which amendment was adopted, and

The question recurring on the motion to indefinitely postpone,

The Assembly refused to indefinitely postpone said bill, and

Said bill was ordered engrossed.

To

No. 687, A.,

A bill to amend chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

Mr. Keenan offered the following amendment :

Amend section 1. Insert in third line of printed bill, after the word “personal,” the words “and real.”

Which amendment was adopted, and

On motion of Mr. Keenan,

Said bill was indefinitely postponed.

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Bacon, Baker, Ball, Barnard, Barnes, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis,

Dick, Eastman, Fay, Freeman, G.  
Hinkley, Hixon, Holloway, Hosh-  
phrey, Jeffers, Judd, Keenan,  
Marvin, Maxon, McCormick, McD-  
Moulton, Otling, O. S. Powell, B.  
Richter, Rusch, Sanderson, Sen-  
Trumer, Wagner, J. S. White, S.  
—63.

Those voting in the negative were  
Messrs. Bailey, Blake, Bowen,  
Briggs, Field, Fitzgerald, Fryer,  
ery, More, Ockler, Orton, Poase-  
uelson, Smith and Torgerson—22.

Those absent or not voting were  
Messrs. Ayers, Bate, Chamber-  
Meyer, Morgan, Nichols, Rankin,  
and Weil—15.

Mr. Dana offered the following  
ments, reported by the Committee  
No. 633, A.,

A bill to amend chapter 437, lo-  
relating to the city of Portage.

“Section 4. Amend section 5  
of 1868, by striking out all after  
line of said section.”

Which amendment to the amen-  
ment as amended was adopted, and

Said bill was ordered engrossed.

Mr. Rounds offered the following  
ment, reported by the Committee  
No. 609, A.,

A bill to amend section 4 of ch-  
1869, entitled an act to amend sec-  
of the general laws of 1868, entitl-  
assessment of property for taxation.

“Section 1. Section 4, of ch-  
1839, entitled an act to amend #  
130, of the general laws of 1868,  
assessment of property for taxatio-  
is hereby amended so as to read as  
be annually elected in each town  
rated village, when such ward con-  
the annual town or city election, o-  
office for the term of one year, ex-  
number of assessors and a differen-  
ing the same is or may be provi-  
amendatory thereof: *provided, ho*  
larger number of assessors may so  
sire, not exceeding three, on the m

the time of opening the polls, by submitting the question to the qualified electors then present. When there is more than one assessor in any town, incorporated village or city, they shall, in the discharge of their official duties, act together, as an assessment board; and when there is more than one assessor the concurrence of at least two members of such board shall be necessary to determine any matter upon which such board is required to act.

"Section 2. All acts and parts of acts contravening the provisions of this act are hereby repealed.

"Section 3. This act shall take effect and be in force from and after its passage and publication."

Which was adopted,

And the amendment as amended was concurred in,

And said bill was ordered engrossed.

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Leave of absence was granted

To Mr. Manson indefinitely.

To Messrs. P. R. Briggs and D. W. Briggs until to-morrow evening.

To Mr. Moulton until to-morrow morning.

To Mr. Merrill to this evening.

---

Mr. Trumer moved that the Assembly do now adjourn.

Which motion was lost.

Mr. Arnold moved that when the Assembly adjourn, it be to 2 1 2 o'clock P. M.

Mr. Pease moved that when the Assembly adjourn it be to 7 1-2 o'clock P. M.

Mr. Judd moved to amend by substituting "7 P. M." for "7 1-2 P. M."

The question being taken on the motion of Mr. Pease.

Said motion prevailed.

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On motion of Mr. Swain,

The Assembly adjourned.

The Speaker called the Assembly

### REPORTS OF STANDING

The joint committee on Claims have the following bills:

No. 172, A.,

A bill to supply school officers with

No. 692, A.,

A bill to appropriate to Robert A. interest thereon from February 1, 18

And a majority of the committee them back with the recommendation indefinitely postponed.

The committee on Roads, Bridges referred

No. 233, S.,

A bill to legalize a state road from 11 west, to section 10 in the same town

Also,

No. 690, A.,

A bill to repeal chapter 64 of the act an act to amend sections 25 and 86 of highways and bridges.

And report the same back with the pass. Also,

No. 240, S.,

A bill to amend section 13 of chapter entitled an act to codify the laws of highways and bridges,

And report the same back with the indefinitely postponed.

The committee on Assessment and Collection of Taxes, to whom was referred

No. 688, A.,

A bill to repeal section 4, of chapter 27, of the general laws of 1871, an act entitled an act to amend chapter 130 of the general laws of 1868, an act entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

Have had the same under consideration, and respectfully report the same back to the House and recommend that it do pass.

No. 218, S.,

A bill to amend section 1, chapter 93, general laws 1866, which is an act to provide remedies in addition to the remedies provided by sections 100 and 101 of chapter 18 of the revised statutes, for the collection of delinquent personal property taxes.

No. 285, S.,

A bill to amend section 2, chapter 144, general laws of 1870, entitled an act to amend section 4, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 286, S.,

A bill to extend the time for the collection of municipal taxes in the city of Kenosha, Wis.

And recommend that they be concurred in.

J. BOWEN,  
*Chairman.*

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The committee on Railroads, to whom were referred the following bills, have had the same under consideration, and respectfully report the same back to the house as follows:

No. 747, A.,

A bill relating to the Wisconsin Central Railroad Company, and amendatory of section 1, chapter 27, of the private and local laws of 1871,

Without amendment, and a majority of the committee recommend that it be indefinitely postponed.

No. 746, A.,

A bill to amend sections 12 and 16 of chapter 299 of the private and local laws of 1855, so far as they relate to the charter of the Madison and Portage Railroad Company, to increase its powers and to ratify certain proceedings of the directors of said company, and to extend the line of its road, and to authorize certain counties, towns, cities and incorporated villages to aid in the construction thereof,

Without amendment, and recommend that it do pass.

No. 168, S.,

A bill to amend section 1 of chapter 348 of the private and local laws of 1857, entitled an act to incorporate the Fond du Lac and Waukesha Railroad Company, and to repeal section 10 of said chapter,



Without amendment, and recommend that it be concurred in.

No. 213, S.

A bill to incorporate the Watertown and Lake Superior Railroad Company,

With amendment, and recommend that it be concurred in when so amended.

No. 223, S.

A bill to authorize certain towns in the county of La Fayette to aid in the construction of a railroad from the village of Monroe, in Green county, westwardly through La Fayette county to the Mississippi river,

Without amendment, and recommend that it be concurred in.

J. S. CURTIS,

*Chairman.*

The joint committee on Claims have had under consideration the following bill

No. 483, A.,

A bill to authorize the Attorney General to file a stipulation in a certain suit in Milwaukee county circuit court,

And have instructed me to report thereon, as a substitute, the following bill :

A bill to appropriate to Andrew Proudfit and James K. Proudfit the sum of money therein named.

And unanimously recommend the passage of the substitute bill.

A. NICHOLS,

*Chairman.*

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 330, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose.

No. 169, A.,

A bill to protect and encourage the raising of sheep, and discourage the raising of dogs.

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 371, A.,

A bill to authorize the superintendent of public instruction to apportion school moneys to the town of Eagle, Waukesha county.

No. 440, A.,

A bill to amend section 1 of chapter 34, of the general laws of 1870, entitled an act to amend section 18 of chapter 120 of the revised statutes, in relation to claims against railroad companies.

No. 24, A.,

A bill to regulate the sale of patent rights in the State of Wisconsin, and prevent frauds connected therewith.

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company.

No. 337, A.,

A bill to extend the time in which the commissioners of public works, in the city of Milwaukee may make return of their assessment of damages and benefits in laying out and extending Doty street, in the First Ward, and Sycamore street, in the Fourth Ward, of said city, the payment of damages for such extension, and the levy of such taxes as are authorized by law for these purposes.

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the town of Eau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1871.

No. 303, A.,

A bill to extend the limits of the village of West Deperre.

No. 624, A.,

A bill to legalize a public highway on town line between the city of Milwaukee and town of Wauwatosa, in Milwaukee county.

No. 573, A.

A bill to legalize the filing of the official oath and bond of B. Ringle, county judge of Marathon county.

No. 507, A.,

A bill to establish Lumber District No. 10, in the State of Wisconsin.

No. 131, A.

A bill to amend chapter 337 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

No. 233 A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor.

No. 236, A.,

A bill to incorporate the Bayfield Gas Light Company.

No. 542, A.,

A bill to change the name of Franklin Eunerson, to Franklin Montague Allen.

No. 579, A.,

A bill to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin.

No. 535, A.,

A bill to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad Company.

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county.

No. 353, A.,

A bill to authorize joint school district No. one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 431, A.,

A bill to legalize the returns of the Adams county and Richland county Agricultural Societies.

No. 508, A.,

A bill to change the name of Charles Ransier to James Patterson.

No. 531, A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 390, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

No. 177, A.,

A bill to amend an act entitled an act to incorporate the Fire Department of the city of Janesville, approved March 5, 1857.

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Suamico, in the county of Brown.

No. 570, A.,

A bill to amend section 20 of chapter 38, of the private and local laws of 1866, entitled an act to change the time of holding the circuit court in the 10th judicial circuit, approved Feb. 28, 1866.

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and pier on the Chippewa river.

No. 575, A.,

A bill to amend section 20 of chapter 99, of the revised statutes entitled of the administration and distribution of the estates of intestates,

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

No. 328, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 544, A.,

A bill to authorize the city of Hudson to issue bonds.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 621, A.,

A bill to amend sections 4 and 16 of chapter 152 of the local laws of 1867, entitled an act to incorporate the village of Geneva.

No. 663, A.,

A bill to amend section 10 of chapter 77, general laws of 1866, entitled an act for the regulation of trade in certain cases.

Mem. C. No. 11, A.,

Memorial of the legislature of the State of Wisconsin for the relief of the farm mortgagers of this state.

No. 667, A.,

A bill to provide for an alphabetical index.

No. 701 A.,

A bill to amend chapter 474, of the private and local laws of 1866, entitled an act to reduce an act incorporating the city of Janesville, and the acts amendatory thereof into one act and to amend the same.

No. 671, A.,

A bill to incorporate the Phoenix Mining Company.

No. 726, A.,

A bill to authorize the city of Stevens Point to aid in the construction of a normal school building in said city.

No. 629, A.,

A bill granting additional authority to the board of trustees to improve the streets and highways in the village of Neenah.

No. 729, A.,

A bill to amend an act, entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10, 1867.

No. 712, A.,

A bill to authorize the county board of supervisors of the county of Trempealeau to fix the salary of the county superintendent of schools.

No. 651, A.,

A bill to lay out a state road from Ashland, in Ashland county, through Ashland, Chippewa and Eau Claire counties to Eau Claire,

No. 85, A.,

A bill to provide for a tract index in each of the several counties of this state,

No. 628, A.,

A bill to incorporate the Esterly, Shumway Manufacturing and Construction Company.

No. 477, A.,

A bill to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.

No. 732, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named.

No. 170, A.,

A bill to alter the boundaries of certain school districts.

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of Police of the city of Milwaukee,

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

No. 583, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

No. 416, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate in the 6th ward of said city for the purposes therein named.

No. 626, A.,

A bill to require the owners of dams and other obstructions on Duck Creek, to construct slides for the passage of fish.

No. 496, A.,

A bill to provide for the collection of judgments in certain cases.

No. 686, A.,

A bill to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin.

No. 664, A.,

A bill to amend section 5 of chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Walworth, Jefferson, Rock, Green, Dane, LaFayette and Grant.

No. 634, A.,

A bill to amend section one of chapter 282 of the private and local laws of 1868, entitled an act to amend an act relating to the public schools of the city of Milwaukee.

A. ROOD,

*Chairman.*

#### REPORTS OF SELECT COMMITTEES.

The Milwaukee County Delegation, to whom was referred the following bills, have had the same under consideration and have instructed me to report the same back with recommendations as follows :

No. 727, A.,

A bill to authorize and require the common council of the city of Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

With the recommendation that it do pass.

No. 593, A.,

A bill relating to public schools in Milwaukee.

With the recommendation that it be indefinitely postponed.

Mr. Freeman dissenting.

No. 670 A.,

A bill relating to public schools in the city of Milwaukee.

With the recommendation that it be indefinitely postponed.

Mr. White dissenting.

No. 472, A.,

A bill for the protection of the shores and banks of Lake Michigan, and for punishing offences which endanger persons or property in the neighborhood of said lake,

With the recommendation that it be indefinitely postponed,

Messrs. Kcenan, Freeman, Semmann and White dissenting.

D. H. RICHARDS,

*Chairman.*

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The Special Committee on Insurance to whom was referred,

No. 282, A.,

A bill to amend chapter 56, of the general laws of 1870, entitled "an act to provide for the incorporating and government of Fire and Inland Navigation Insurance Companies,"

No. 406, A.,

A bill to further regulate Life Insurance in the State of Wisconsin.

No. 597, A.,

A bill for an act to incorporate the Hekla Fire Insurance Company,

No. 640, A.,

A bill in relation to life insurance companies.

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin.

No. 667, A.,

A bill for an act to incorporate the Wisconsin Central Insurance Company,

Have had the same under consideration and have instructed me to report the same back with the recommendation that they be indefinitely postponed.

WILLARD MERRILL,

*Chairman.*

On motion of Mr. Peterson,

Nos. 597, 668 and 677, A.,

Were referred to a select committee of Five.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has receded from its second amendment to

No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee.

And has amended and concurred in as amended,

No. 627, A.,

A bill to empower the president and trustees of the village of Whitewater to provide security against loss by fire, and to provide for payment therefor by a tax upon certain property.

I am also directed to present to you for signature,

No. 138, A.,

A bill to amend chapter 46 of the general laws of 1869, entitled "an act to protect the lands thereon granted to the St. Croix and Lake Superior Railroad Company.

No. 110, S.,

A bill to authorize court commissioners to solemnize marriages and to legalize marriages heretofore solemnized by them.

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SENATE MESSAGE CONSIDERED.

The Senate amendments to

No. 627, A.,

Were concurred in.

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SENATE MESSAGE OF THIS MORNING CONSIDERED.

No. 287, A.,

A bill to amend chapter 337 of the private and local laws of 1870, entitled an act to authorize the Chicago and Northwestern Railway Company to guaranty certain bonds, therein named, approved March 15, 1870.

Was read a first and second times, and

On motion of Mr. Orton,

The rules were suspended, and

Said bill was read a third time and concurred in.

Jt. Res. No. 14, S.,

Providing that the Committee on Finance of the Senate and the Committee on Ways and Means of the Assembly act as a joint committee to bring in a bill to provide for current expenses of the state for the ensuing year,

Was concurred in.

The Senate amendments to

No. 165, A.,

A bill to incorporate the Fox Lake Agricultural, Stock and Mechanical Association,

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company.

No. 239, A.

A bill to incorporate the Wagon Landing Dam and Mill Company.

No. 392, A.,

A bill to amend chapter 267, of the private and local laws of 1858, entitled an act to incorporate the city of Stevens Point, and to repeal section 2, of chapter 123, of the private and local laws of 1859, entitled an act to amend an act entitled an act to incorporate the city of Stevens Point,

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company,

No. 497, A.,

A bill to incorporate the Craig Mining Company,

Were severally concurred in.

On motion of Mr. Rood,

The Assembly refused to concur in the Senate amendments to

No. 406, A.,

A bill relating to the sale of lands for unpaid taxes and the conveyance and redemption thereof in the county of Adams.

The following Senate bills were read a first and second times and referred :

No. 244, S.,

A bill to regulate the use of kerosene and other illuminating oils and illuminating materials in hotels and public buildings,

To committee on State Affairs.

No. 263, S.,

A bill to provide postage stamps for the use of the elective officers of the Senate and Assembly,

To committee on Legislative Expenses.

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On motion of Mr. Field,

The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Nichols in the chair.

After some time spent therein the committee rose and through their chairman reported as follows :



**MR. SPEAKER :**

The Assembly in Committee of consideration the general file of bills follows :

No. 107, S.,

A bill to organize a State Board :

No. 226, S.,

A bill to amend an act entitled a  
paca Union School District, in the c

No. 261, A.,

A bill to incorporate the Wood ( construction Company.

No. 393, A.,

A bill to change the time for hold  
court in the county of Portage,

With amendment.

No. 741, A.,

A bill to authorize the directors o  
Canal Company to sell and dispose of  
company to the United States.

M. C., No. 14, A.,

A memorial for building a postoff  
cine, Wisconsin.

Without amendment.

No. 153, S.,

A bill to incorporate the village o  
consin.

With amendment.

No. 190, S.,

A bill relating to the county court

No. 389, A.,

A bill to amend chapter 37 of the  
an act to amend chapter 362 of the g

an act relating to the Milwaukee cou

Without amendment.

The Speaker announced as the Sel

No. 637, A.,

A bill to prevent abuses in assess  
strict counties, towns, cities and inc

money, contracting debts and loaning

Messrs. Maxon, Hall and Orton.

And as the select committee on

No. 597, A.,

A bill to incorporate the Hekla Fi

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin,

And

No. 677, A.,

A bill to incorporate the Wisconsin Central Insurance Company, Messrs. Peterson, Orton, Cousins, McDill and Hixon.

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#### LEAVE OF ABSENCE

Was granted

To Messrs. Ayres and Smith to Monday evening next.

To Messrs. Curtis, Dana, R. T. Powell, Sanderson and More to to-morrow evening.

To Messrs. Kuntz, King and Cheney to to-morrow morning.

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On motion of Mr. Fryer,  
The Assembly adjourned.

FRIDAY, March 10, 1871,

10 o'clock, A. M.

The Assembly met.  
The Speaker in the Chair.

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#### RESOLUTIONS INTRODUCED.

By Mr. Curtis :

Jt. Res. No. 26, A.,

*Resolved*, That the clerk of the Assembly be authorized and directed to fill up the blank left in bill No. 570, A., by inserting therein the words "twenty-five,"

Which was adopted.

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#### RESOLUTIONS CONSIDERED

Res. No. 33, A.,

Limiting debate,

Introduced by Mr. Curtis and postponed to this day,

Mr. Sherman moved to amend said resolution by striking out all after the words "ten minutes."

Which amendment was adopted.

Mr. Maxon moved to amend by adding the following :

"Except by leave of the majority of the Assembly."

Which amendment was adopted.

Mr. Field moved to amend by striking out the words "this date" in second line, and inserting the words "the adoption of this resolution."

Which amendment was adopted, and

Said resolution as amended was adopted.



## REPORTS OF STANDING COMMITTEES.

The committee on State Affairs to whom was referred the following bills, have had the same under consideration and respectfully report the same back with the following recommendations :

No. 83, S.,

A bill relating to the sale of intoxicating liquors on Sunday, and certain other days therein mentioned, and amendatory to section one of chapter 115 of the general laws of 1859, entitled an act to prohibit the selling of intoxicating drinks on Sunday and certain other days therein mentioned.

With recommendation that it be concurred in.

No. 719, A.,

A bill to amend section 1, of chapter 141, of the general laws of 1868, entitled an act to provide for the taxation of telegraph companies, and to repeal chapter 160 of the general laws of 1867, entitled an act to provide for the taxation of telegraph companies.

With recommendation that it do pass.

No. 450, A.,

A bill to incorporate Sucker Branch Dam Company.

With recommendation that it be indefinitely postponed.

W. W. FIELD,

*Chairman.*

On motion of Mr. Bernard,

No. 719, A.,

Was re committed to a select committee of one—Mr. Barnard.

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The committee on Education, to whom was referred

No. 237, S.,

A bill to amend section 8, chapter 551, private and local laws of 1866, entitled an act to organize a union school district in the village and town of Monroe, in the county of Green,

No. 290, S.,

A bill to amend sections 43 and 102 of chapter 155, of the general laws of 1863, entitled an act to codify the laws of this State, relating to common schools.

Had the same under consideration, report the same back and recommend that they do pass.

O. C. KUNTZ,

*Chairman.*

On motion of Mr. Pengra,

The rules were suspended, and

No. 237, S.,

Was read a third time and concurred in.

The committee on Internal Improvements, to whom was referred  
Mem. No. 121, A.,

Remonstrance of Jerome Vankirk and fifty-seven others against  
building a dam across the outlet of Rush lake

Mem. No. 122, A.,

Remonstrance of J. P. Taggart and others against building a  
dam on the outlet of Rush creek.

Would respectfully report the same back to this Assembly.

G. C. HIXON,

*Chairman.*

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The committee on Legislation Expenditures to whom was referred,  
No. 263, S.,

A bill to provide for postage stamps for the use of the elective  
officers of the Senate and Assembly,

Have had the same under consideration, and report the same back  
with the recommendation that it be concurred in.

H. A. CHASE,

*Chairman.*

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The joint committee on Claims to whom was referred  
No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein  
named,

Have had the same under consideration, and have instructed me  
to report the same back with a recommendation that said bill do  
pass.

A. NICHOLS,

*Chairman.*

---

The committee on Printing, to whom was referred  
No. 186, S.,

A bill to provide for the publication of a catalogue of the library  
of the State Historical Society, to amend chapter 135, of the gen-  
eral laws of 1866, relative to the publication of certain collections  
of said society, and to provide for the publication of a catalogue of  
the state library,

No. 228, S.,

A bill authorizing the publication of the list of lots and lands  
on which the taxes for the year 1870 are unpaid, in the county of  
Sheboygan, in a newspaper printed in the German language in that  
county,

Have had the same under consideration, and have directed me to  
report them back to the Assembly with the recommendation that  
they do pass.

R. K. FAY,

*Chairman.*

The Select committees to whom was referred bill

No. 597, A.,

A bill to incorporate the Hekla Fire Insurance Company,

Have had the same under consideration and have instructed me to report the same back with an amendment, and its passage recommend when so amended.

H. H. PETERSON,

On motion of Mr. Orton,

The rules were suspended,

The amendment reported to

No. 597, A.,

Was adopted, and

Said bill was read a third time and passed.

---

Your committee on Lumber and Manufactures, to whom was referred

No. 709 A.,

A bill to define the duties of the lumber inspectors of districts Nos. 3, 6, 7 and 9,

Have had the same under consideration, and respectfully report the same back and recommend that it do pass.

U. D. MIHILLS,

*Chairman.*

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The committee on Enrolled Bills reported to his excellency, the Governor, for approval, the following bills :

No. 345, A.,

A bill to amend section 13 of chapter 64 of the revised statutes, entitled of limited partnerships.

No. 374, A.,

A bill to incorporate the Phillips Colby Construction Company.

No. 414, A.,

A bill to authorize the district board of school district No. 4 of the town of Beloit, in the county of Rock, to purchase a school house and to lease for school purposes the ground upon which the same is situated.

No. 436, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865.

No. 407, A.,

A bill to legalize the assessment and equalization of the taxes for the year 1870, in Shawano county.

No. 370, A.,

A bill to legalize the action of the board of supervisors of the town of Stark, Vernon county.

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 act,

or-

No. 306, A.,

A bill to repeal section 2, of chapter 152, of the private and local laws of 1866, entitled an act to amend the act entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.

No. 268, A.,

A bill to authorize a special venire when from any cause there is an entire absence of jurors of the regular panel.

No. 328, A.,

A bill to incorporate the Badger State Mining and Smelting Company, of Fond du Lac, Wisconsin.

No. 50, A.,

A bill to amend chapter 420 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company.

No. 582, A.,

A bill to incorporate the Beloit Water-power Company.

No. 342, A.,

A bill to amend chapter 121, general laws of 1868, entitled an act relating to compensation of county judges.

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

No. 94 A.,

A bill in relation to actions for the recovery of real property.

THOS. SANDERSON,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of 1869, entitled an act to amend sections 6, 15 and 29 of chapter 180 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City, in Buffalo county, state of Wisconsin," approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo.

No. 718, A.,

A bill to incorporate the Neileville and Humbird Railroad Company.

A. ROOD,

*Chairman.*



## REPORTS OF SELECT COMMITTEES.

The committee of Conference on the disagreeing vote of the two houses on

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this State,

Have considered the questions involved, and recommend that the Assembly recede from its amendment to the bill, and further recommend that said bill be amended by striking out, in the sixth line of section one, the words, five hundred, and insert in lieu thereof, the words, one hundred.

SAT. CLARK,

F. BELDEN,

*Senate Committee.*

W. W. FIELD,

A. F. ALLEN,

*Assembly Committee.*

The report of said committee, as above, was concurred in by the Assembly.

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The select committee to whom was referred,

No. 91, A.,

A bill relating to the attendance of children in the schools,

Have directed me to report the same back with substitute, and recommend that substitute be passed.

R. R. BRIGGS,

*Chairman.*

J. S. White dissenting.

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EXECUTIVE MESSAGE.

## STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, March 10, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly have severally received the executive signature and have been deposited in the office of the secretary of state :

M. C. No. 6, A.,

Memorial to Congress for the establishment of a mail route in the counties of Adams and Waushara.

No. 582, A..

An act to incorporate the Beloit water-power company.

No. 342, A.,

An act to amend chapter 121, of the general laws of 1866, entitled an act relating to compensation of county judges.

No. 383, A.,

An act to incorporate the Badger State Mining and Smelting Company of Fond du Lac, Wisconsin.

No. 94, A.,

An act in relation to actions for the recovery of real property.

No. 306, A.,

An act to repeal section 2, of chapter 152 of the private and local laws of 1866, entitled an act to amend an act, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton.

No. 58, A.,

An act to amend section 33, chapter 121 of the revised statutes, entitled "of the jurisdiction of justices of the peace in criminal cases, and proceedings therein."

No. 46, A.,

An act to incorporate the Green Bay Literary Institute.

No. 281, A.,

An act to authorize Christian Burkhardt, his heirs and assigns, to maintain a dam on Willow river.

No. 301, A.,

An act to incorporate the Peshtigo River Improvement Company.

No. 268, A.,

An act to authorize a special venire, when from any cause there is an entire absence of jurors of the regular panel.

No. 50, A.,

An act to amend chapter 420 of the private and local laws of 1866, entitled an act to incorporate the Wisconsin Reaper and Binder Manufacturing Company.

No. 300, A.,

An act to amend an act entitled an act to amend an act to incorporate the Peshtigo Lumbering and Manufacturing Company.

No. 562, A.,

An act to incorporate the Dane County Manufacturing Company.

No. 254, A.,

An act to incorporate the village of Shawano.

No. 386, A.,

An act to amend section 4 of chapter 474 of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same, and also to amend section 4 of chapter 395 of the private and local laws of 1869, entitled an act to amend sections 2 and 3 of chapter 2, and to amend section 3 of chapter 474, of the private and local laws of 1866, entitled an act to reduce the act incorporating the city of Janesville, into one act, and to amend the same,

No. 482, A.,

An act to authorize certain towns and villages to aid in the construction of railroads.

No. 114, A.,

An act to legalize and authorize the assessments of street improvements and assessments in the city of Janesville.

No. 387, A.,

An act to amend the charter of the village of Randolph.

No. 319, A.,

An act to amend an act entitled an act to consolidate and amend an act to incorporate the city of Madison, approved March 4, 1856, and the several acts amendatory thereof.

LUCIUS FAIRCHILD.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature,

No. 287, S.,

A bill to amend chapter 337, of the private and local laws of 1870, entitled an act to authorize the Chicago and Northwestern Railway Company to guaranty certain bonds therein named, approved March 15, 1870.

Said bill was signed by the Speaker.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in,

No. 372, A.,

A bill to amend chapter 25, of the general laws of 1870, entitled "an act to authorize certain counties, towns cities and villages to aid the Milwaukee and Northern Railway Company."

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform that the Senate has passed and asks the concurrence of the Assembly in,

No. 94, S.,

A bill to provide for the appointment of phonographic reporters for the circuit courts of certain counties in the State of Wisconsin.

No. 252, S.,

A bill to authorize the West Wisconsin Railroad Company to keep and maintain bridges across the Black, Eau Claire, Chippewa, Menominee or Red Cedars rivers.

No. 253, S.,

A bill to appoint commissioners to lay out a road between Door and Keweenaw counties, and to repeal chapter 83 of the private and local laws of 1871.

No. 209, S.,

A bill to incorporate the Agricultural Fire Insurance Company of Elkhorn, Wis.

No. 136, S.,

A bill to dispose of the drainage fund in certain town in the counties of Kewaunee and Door,

No. 288, S.,

A bill to incorporate the Kenosha Manufacturing Company.

No. 276, S.,

A bill to establish a ferry on Lake Pepin.

No. 51, S.,

A bill to extend the provisions of chapter 79 of the revised statutes, entitled of railroads, to the Manitowoc and Menasha Railroad Company, and authorizing a branch road.

No. 206, S.,

A bill to apply the drainage fund of certain towns in Waupaca county for drainage purposes, and to improve certain roads therein.

And I am directed to inform you that the Senate has indefinitely postponed

No. 217, A.,

A bill to authorize the county board of Supervisors of Fond du Lac county to issue bonds for the erection of a court house.

No. 501, A.,

A bill to amend section 1 of chapter 94 of the revised statutes, entitled "of the sale of lands for the payment of debts, by executors, administrators and guardians," and section 1 of chapter 270 of the general laws of 1864, entitled "an act relating to homesteads."

No. 283, A.,

A bill to legalize certain acts of the board of supervisors of Dunn county.

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### SENATE MESSAGE CONSIDERED.

The following Senate bills were severally read a first and second times and referred:

Nos. 51 and 25, S.,

To committee on Railroads.

No. 94, S.,  
To committee on Judiciary.  
No. 186, S.,  
To committee on Swamp and Overflowed Lands.  
No. 206, S.,  
To Waupaca County Delegation.  
No. 209, S.,  
To Select committee on Insurance.  
No. 253 and 275, S.,  
To committee on Roads, Bridges and Ferries.  
No. 288, S.,  
To committee on Incorporations.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the Senate has concurred with the Assembly in

Jt. Res. No. 27, A.,

Suspending the operation of joint resolution No. 21, A., for a certain purpose.

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#### RESOLUTIONS INTRODUCED.

By Mr. Orton:

Jt. Res. No. 27, A.,

*Resolved by the Assembly, the Senate concurring,* That the joint resolution No. 21, A., fixing the time beyond which no new business should be introduced at the present session of the Legislature, be suspended for the purpose only to introduce and consider a bill, memorial or joint resolution, in relation to the diversion of the St. Louis river from the State of Wisconsin, and the destruction of the harbor at Superior City by the authorities of the State of Minnesota.

By unanimous consent,

The rules were suspended, and

Said resolution was adopted.

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#### SENATE BILLS ON A THIRD READING.

No. 142, S.,

A bill to enforce the remedy by indictment against corporations,

48—A.

No. 187, S.,

A bill to authorize the county board of supervisors of the county of Walworth to draw from the county treasury funds for the purposes herein mentioned.

No. 204, S.,

A bill to amend section 4, of chapter 422, of the private and local laws of 1870, entitled an act to establish a Ferry across Lake St. Croix,

Mem. C. No. 2, S.,

A memorial to Congress against the repeal of the tax on incomes, Were severally ordered to a third reading.

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of the State of Wisconsin,

Were severally read a third time and concurred in.

No. 198, S.,

A bill to appropriate money to pay witnesses for the State in a certain case,

Was read a third time and concurred in

By the following vote :

Those who voted in the affirmative were

Messrs. Allen, Arnold, Atwater, Bailey, Baker, Bate, Blake, Bowen, P. R. Briggs, Chambers, Cheney, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Hinkley, Hixon, Holloway, Hoskins, Humphrey, Judd, Keenan, King, Kuntz, Marvin, McDill, Merriam, Merrill, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Orton, Pease, Pengra, O. S. Powell, E. T. Powell, Rhodes, Richards Richter, Rood, Rounds, Samuelson, Sanderson, Semple, Sherman, Smith, Swain, Torgerson, Vaughn, Weil, J. S. White, S. A. White and Mr. Speaker Smith—60.

Those voting in the negative were

Messrs. Ball, Bremner, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Harris, Heimdahl, Hoye, O. M. Hoyt, J. W. Hoyt, Knell, Loneragan, Maxon, McCormick, McDonald, McIntosh, Meyer, Ockler, Oetting, Rusch, Trumer and Wagner—26.

Those absent or not voting were

Messrs. Anderson, Ayres, Bacon, Barnard, Barnes, D. W. Briggs, Chase, Jeffers, Manson, Peterson, Rankin Semmann, Thorn and Watts—14.

#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

Was read a third time, and

Mr. Pease moved that the further consideration of said bill be postponed to Tuesday next.

Mr. Bate moved to amend said motion by adding "and that the committee of Investigation be instructed to report all the information in their possession on Monday evening next."

The amendment was adopted, and

The motion to postpone prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, Bowen, Chambers, Coons, Curtis, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdahl, Hickley, Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, Keenan, Marvin, Maxon, McDill, McDonald, McIctosh, Montgomery, More, Pease, Pengra, Peterson, Rankin, Richards, Sanderson, Swain, Thorn, Torgerson, J. S. White and Mr. Speaker Smith—44.

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Ball, Blake, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, J. W. Hoyt, Judd, King, Knoll, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Otting, O. S. Powell, Rhodes, Richter, Rood, Rusch, Samuelson, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil and S. A. White—41.

Those absent or not voting were

Messrs. Ayres, Barnard, Bremner, D. W. Briggs, P. R. Briggs, Humphrey, Jeffers, Kuntz, Manson, Ockler, Orton, R. T. Powell, Rounds Semple and Watts—15.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.,

Presented and referred.

Under the provisions of Jt. Res. No. 27, A., Mr. Vaughn presented,

Mem. No. 26, A.,

Of Hiram Hayes and Peter E. Bradshaw, citizens of Superior, Wisconsin, protesting against the cutting of a canal by the city of Duluth, Minnesota, across Minnesota Point, thereby destroying the Harbor of Superior,

Which memorial was ordered to be spread upon the journal,

And is as follows:

*To the Honorable, the Legislature of the State of Wisconsin:*

Your memorialists, residents of Superior, would respectfully represent that the entry of the Bay of Superior, at the mouth of St. Louis river, is the natural channel of communication between Lake Superior and the said Bay:

That said Bay is an immense natural harbor, having a frontage of many miles in each of the States of Wisconsin and Minnesota,

and is amply available for the commerce of Superior, and of Duluth in the State of Minnesota :

That the United States Governments Works now in progress for the improvement of said entry, can be completed according to official estimates for the sum of about \$140,000, of which \$85,000 has been appropriated and will be expended the present season.

That the most important element in the plan of said government works, is the combined and undiminished flow of the St. Louis and Nemadji river through said entry whereby the formation of a bar or shoal outside will be prevented, and hence is the danger of opening any other channel between said lake and said bay, through Minnesota Point, whereby as to a nearer outlet the current of the St. Louis would be diverted so as to impair and destroy said natural entry and render nugatory the government works thereat.

That it is the opinion of the United States Government Engineers, after a careful examination of the subject, that the construction of a canal through said Point would be likely, by means of the diversion of the St. Louis river, to destroy or seriously impair the natural entry now being improved as aforesaid at the mouth of that river, and that said opinion has been embodied in an elaborate official report to the War Department.

Your memorialists would further represent that the city of Duluth, under the sanction of the State of Minnesota, is now engaged in constructing through said Minnesota Point near its base, a canal or dyke, 300 feet in width, and 14 feet in depth, which, in the belief of your memorialists, when fully opened, will result in the diversion of the current of the St. Louis river through said canal, and the consequent filling up of the present channel by deposits of sediment in the bed of the stream, and the permanent settlement of accretions at its mouth, washed up from the lake, all to the manifest and irreparable injury of the harbor of Superior and of the city of Superior, situated thereon.

That the diversion of said river through such artificial channel, would in effect confine the outlet of said stream exclusively within the territory and jurisdiction of Minnesota, and would therefore be an infringement of the sovereign rights of the State of Wisconsin.

That the construction of said canal on the part of Duluth, is by no means owing to the necessities of the case, but to its unwillingness to share with Wisconsin the advantages of a natural harbor, unsurpassed for its capability, of safe and easy access, its facility of improvement, and the perfect protection which it affords to shipping.

That it is the conviction of your memorialists that the danger to result from the completion of the proposed cut through Minnesota Point can be averted only by the prompt interposition of the State of Wisconsin in that behalf.

That this unjustifiable and injurious work can with difficulty, if at all, be arrested by the exertion of individuals, for the reasons, among others, that successfully to contest it is beyond the pecu-



niary means of citizens single-handed public than of private nature, requires perhaps than of necessity, that the party in order to secure a fair and questions involved.

Your memorialists further represent substantially express the opinions with people of their section of the and intelligent observers of the situation.

And they would therefore respectfully request the Legislature of this State to adopt the most fitting and expedient to be taken.

By Mr. Vaughn;

No 754, A.,

A bill to provide for the protection of the City, and to prevent the discharge of the Louis River from their natural outlet.

Which was read a first and second time.

On motion of Mr. Maxon,

To the committee on Claims.

#### ASSEMBLY BILLS READY FOR

No. 85, A.,

A bill to provide for a tract in the State of this state,

Was read a third time and lost,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Arnold, Bailey, Hammond, Heimdal, Hinkley, Hix, Keenan, Kuntz, Maxon, McDill, McOrton Pease, Pengra, Peterson, Richardson, Thorn, Trumer, J. S.

Those voting in the negative were

Messrs. Anderson, Atwater, Bowen, Bremner, P. R. Briggs, Cousins, Davis, Eastman, Fay, Fie J. W. Hoyt, Humphrey, King, L. Merrill, Meyer, Mibills, Morgan, Rhodes, Rood, Rounds, Sherman, Ver, Smith—43.

Those absent or not voting were

Messrs. Ayres, Bacon, Barnes,

Galagan, Hcye, Jeffers, Knöell, Manson, Marvin, Ockler, O. S. Powell, R. T. Powell, Richter, Rusch, Semmann, Semple, Smith, Swain, Torgerson, Watts and Weil—24.

On motion of Mr. Thorn,

No. 314, A.,

A bill concerning the jurisdiction of municipal courts within this state,

Was recommitted to the delegation from Fond du Lac county.

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Leave of absence was granted

To Messrs. Barnard and O. M. Hoyt to Tuesday evening next.

To Messrs. Ockler and Cheney to Monday evening.

To Mr. Freeman to Tuesday morning.

To Mr. Jeffers to Tuesday morning.

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On motion of Mr. P. R. Briggs,

The Assembly adjourned to 7 1-2 o'clock P. M.

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7 1-2 O'CLOCK P. M.

The Speaker called the Assembly to order.

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#### BILL INTRODUCED.

To correct error,

Was read a first and second times,

By Mr. Pease :

No. 755, A.,

A bill to amend chapter 162, of the private and local laws of 1871, entitled an act to authorize the Portage, Winnebago and Superior Railroad Company to extend its road west from Superior.

On motion of Mr. Pease,

The rules were suspended, and

Said bills were read a third time and passed.

Mr. McCormick moved that the v  
A. M., refused to pass  
No. 85, A,

A bill to provide for a tract in  
this state,

Be reconsidered,

Which motion prevailed, and

Said bill was again read a third t

By the following vote :

Those voting in the affirmative v

Messrs. Arnold, Atwater, Baile,  
Dick, Eastman, Fay, Fitzgerald,  
Heimdal, Hinkley, Hixon, Hoskins,  
McCormick, McDonald, Montgome  
Rankin, Richards, Richter, Rusch  
mann, Thorn, Trumer and J. S. W

Those voting in the negative were

Messrs. Bacon, Baker, Blake, l  
Chambers, Coons, Cousins, Dana, l  
J. W. Hoyt, Humphrey, King, Ku  
Merriam, Merrill, Meyer, Mibills, M  
Pengra, O. S. Powell, Rhodes, Ro  
Swain, Vaughn, Wagner and Mr. l

Those absent or not voting were

Messrs. Allen, Anderson, Ayres,  
Curtis Fryer, Hall, O. M. Hoyt  
McIntosh, Morgan, Ockler, R.  
Watts, Weil and S. A. White—28

## REPORTS OF STANDI

The joint committee on claims, to  
No. 754, A.,

A bill to provide for the protection  
rior City, and to prevent the divers  
river from their natural outlet,

Have had the same under conside  
to report the same back with a re  
pass.

On motion of Mr. Vaughn,

The rules were suspended, and

Mr. Maxon offered the following a

Amend section two by inserting in  
"section," the words "not exceedin

Which amendment was adopted, an

Said bill as amended was read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Atwater, Bacon, Bailey, Baker, Ball, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Coons, Cousins, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Hammond, Harris, Heindel, Hinkley, Hixon, Holloway, Hoskins, Hoye, J. W. Hoyt, Humphrey, Judd, Knell, Kuntz, Lonergan, Marvin, Maxon, McCormick, McDill, McDonald, Meyer, Mihills, Montgomery, Moulton, Nichols, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, Rankin, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Simple, Sherman, Swain, Torgerson, Trumer, Vaughn, Wagner, J. S. White and Mr. Speaker Smith—72.

Mr. Rhodes voting in the negative.

Those absent or not voting were

Messrs. Aller, Anderson, Ayres, Ball, Barnard, Barnes, Cheney, Curtis, Fryer, Galaghan, Hall, C. M. Hoyt, Jeffers, Keenan, King, Mason, McIntosh, Merriam, Merrill, Morgan, More, Oekler, R. T. Powell, Smith, Thorn, Watts, Weil, and S. A. White—28.

The committee on Engrossed Bills respectfully report that the have examined the following bill and find the same correctly engrossed:

No 428, A.,

A bill to incorporate the North Bay Construction and Improvement Company.

A. ROOD,  
*Chairman.*

The committee on Incorporations, to whom was referred

No. 749, A.,

A bill to amend an act, entitled an act to amend and consolidate an act to incorporate the city of Racine, approved August 8, 1848, and the several amendatory acts thereof, approved March 22, 1866, and the several acts amendatory thereof.

Have had the same under consideration, and directed me to report it back with amendment, and recommend its passage when so amended.

J. A. BAKER,  
*Chairman.*

On motion of Mr. Blake,

The rules were suspended,

The amendments reported thereto were adopted, and

Said bill was read a third time and passed,

And the title thereto was amended by adding thereto the words,

“ And to extend the corporate limits of said city of Racine.”

The committee on Enrolled Bills have presented to His Excellency, the Governor, for his approval the following bills, the 10th inst. :

No. 380, A.,

A bill to authorize the city of Oconto to build and maintain a certain road and to issue bonds for that purpose.

No. 169, A.,

A bill to protect and encourage the raising of sheep and discourage the raising of dogs.

No. 343, A.,

A bill to incorporate the Two Rivers Manufacturing Company.

No. 371, A.,

A bill to authorize the superintendent of public instruction to apportion school moneys to the town of Eagle, Waukesha county.

No. 440, A.,

A bill to amend section 1 of chapter 34 of the general laws of 1870, entitled an act to amend section 18 of chapter 120 of the revised statutes, in relation to claims against railroad companies.

No. 24, A.,

A bill to regulate the sale of patent rights in the State of Wisconsin, and prevent frauds connected therewith.

No. 453, A.,

A bill to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company.

No. 337, A.,

A bill to extend the time in which the commissioners of public works in the city of Milwaukee may make return of their assessment of damages and benefits in laying out and extending Doty street in the first ward, and Sycamore street, in the fourth ward, of said city, the payment of damages for such extension, and the levy of such taxes as are authorized by law for these purposes.

No. 182, A.,

A bill to authorize school district Nos. 1 and 3 of the town of Fau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1871.

No. 303, A.,

A bill to extend the limits of the village of West Deperre.

No. 624, A.,

A bill to legalize a public highway on town line between the city of Milwaukee and town of Wauwatosa, in Milwaukee county.

No. 573, A.,

A bill to legalize the filing of the official oath and bond of B. Ringle, county judge of Marathon county.

No. 507, A.,

A bill to establish lumber district No. 10, in the State of Wisconsin.

No. 131, A.,

A bill to amend chapter 337 of the private and local laws of 1869, entitled " an act to revise and consolidate the charter of the village of Oconomowoc."

No. 233, A.,

A bill to authorize the city of Madison to aid in the construction of the Madison and Portage Railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor.

No. 236 A.,

A bill to incorporate the Bayfield Gas Light Company.

No. 542, A.,

A bill to change the name of Franklin Eunerson, to Franklin Montague Allen.

No. 579. A.,

A bill to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin.

No. 585, A.,

A bill to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad.

No. 350, A.,

A bill to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county.

No. 353, A.,

A bill to authorize joint school district number one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 431, A.,

A bill to legalize the returns of the Adams county and Richland county Agricultural Societies.

No. 508, A.,

A bill to change the name of Charles Ransier to James Patterson.

No. 531, A.,

A bill to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, an act entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 390, A.,

A bill to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers,

No. 177, A.

A bill to amend an act entitled an act to incorporate the Fire Department of the city of Janesville, approved March 5, 1867.

No. 351, A.,

A bill to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Suamico, in the county of Brown.

No. 570, A.,

A bill to amend section 20 of chapter 39 of the private and local laws of 1866, entitled "an act to change the time of holding the circuit court in the 10th judicial circuit," approved Feb. 28, 1866.

No. 322, A.,

A bill to authorize J. A. Mitchell and others to construct and maintain a boom and pier on the Chippewa river.

No. 575, A.,

A bill to amend section 20, of chapter 99, of the revised statutes, entitled of the administration and distribution of the estates of intestates.

No. 397, A.,

A bill to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

No. 328, A.,

A bill to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 544, A.,

A bill to authorize the city of Hudson to issue bonds,

THOS. SANDERSON,

*Chairman.*

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### REPORT OF SELECT COMMITTEE.

The Milwaukee City Delegation, to whom was referred the following bills have had the same under consideration, and report the same back with the following recommendations :

No. 444, A.,

A bill in relation to the board of public works in the city of Milwaukee,

With a substitute, and recommend the passage of said substitute.

No. 473, A.,

A bill to authorize the city of Milwaukee to issue bonds,

With a substitute, and recommend the passage of said substitute.

D. H. RICHARDS,

*Chairman.*

On motion of Mr. Richards,

The rules were suspended,

The substitutes to

Nos. 484 and 473, A.,

Above reported,

Were severally adopted, and

Said bills were severally read a third time and passed.

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The select committee to whom was referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations :

No. 144, S.,

A bill to incorporate the Milwaukee Mutual Protective Brewers Workmen's Association,

With the recommendation that it be concurred in.

No. 145, S.,

A bill to incorporate the Milwaukee Bathing Institution,

With the recommendation that it be concurred in.

AUG. RICHTER,

*Chairman.*

On motion of Mr. Richter,

The rules were suspended, and

Nos. 144 and 145, S.,

Above reported,

Were severally read a third time and concurred in.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 261, S.,

A bill in regard to tax titles in the city of Milwaukee.

And has agreed to the report of the committee of conference on

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state.

And has concurred in

Jt. Res. No. 26, A.,

Authorizing the clerk of the Assembly to fill blank in bill No. 570, A.

No. 607, A.,

A bill to appropriate to Albert A. See a sum of money therein named.

No. 359, A.,

A bill to appropriate to Adolph Haster, the sum of money therein named.

No. 505, A.,

A bill to enable damages in certain cases to be paid by the first ward of the city of Oshkosh.

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 182 of the revised statutes, entitled of issues, mode of trial and judgment in civil cases.



No. 483, A.,

A bill to authorize the Wisconsin Northern railroad company to receive subscriptions of stock from towns, cities and villages on the line of said road.

No. 476, A.,

A bill to amend section 2, chapter 326, of the private and local laws of 1870, approved March 15th, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

No. 532, A.,

A bill to amend chapter 32 of the private and local laws of 1859 of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof.

No. 449, A.,

A bill to amend chapter 324, general laws of 1864, entitled "an act to aid the Tomah and Lake St. Croix Railroad Company.

No. 559, A.,

A bill relating to the disposition of a portion of the drainage fund in Monroe county.

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state.

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk and Barron.

No. 553, A.,

A bill to repeal chapter 376 of the private and local laws of the year 1867, entitled "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

No. 429, A.,

A bill to provide for the furnishing, by hotel and inn keepers, of a means of escape in case of fire.

No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menomonee, Dunn county, Wis.

No. 543, A.,

A bill to incorporate the village of Winneconne, in the county of Winnebago.

No. 561, A.,

A bill to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Avoca in the county of Iowa.

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 447, A.,

A bill to incorporate the German Evangelical Lutheran Kreuz Gemeinde unaltered Ausburger Confession, of the ninth ward of the city of Milwaukee, Wisconsin.

No. 513, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 13th, 1855.

No. 572, A.,

A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company.

No. 335, A.,

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named,

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago.

No. 643, A.,

A bill to provide for a set of weights and measures in the several towns in this state.

No. 366, A.,

A bill to enable the city of Madison in this state to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac.

No. 401, A.,

A bill in relation to the collection of taxes.

No. 717, A.,

A bill in relation to taxes on certain real estate in Trempealeau county.

And has amended and concurred in as amended,

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto,

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago and Fox river,

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane,

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company.

No. 460, A.,

A bill to amend chapter 80 of the private and local laws of the year 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company, approved February 18, 1852.

No. 620, A.,

A bill to revise, consolidate and amend chapter 277 of the private and local laws of 1857, entitled an act to incorporate the village of Waupun and the several acts amendatory thereof.

No. 485, A.,

A bill to incorporate the Sparta and Neillsville Railroad Company

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town.

No. 448, A.,

A bill to incorporate the German-English School Association of Racine.

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On motion of Mr. D. W. Briggs,

No. 207, S.,

A bill to extend the time for appeals for services rendered under provisions of chapter 98, private and local laws of 1857, and chapter 89, private and local laws 1858, relating to state roads,

Was taken from the General File.

And recommitted to the Select Committee consisting of the Delegations from the counties of Crawford, Richland, Vernon and Monroe.

On motion of Mr. Blake,

No. 742, A.,

A bill to incorporate a horse railway company in the city of Racine,

Was taken from the General File,

And the rules being suspended,

Was read a third time and passed.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 555, A.,

A bill to incorporate the Savings Bank of Maunston,

No. 628, A.,

A bill to incorporate the Esterly, Shumway Manufacturing and Construction Company.

No. 477, A.,

A bill to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.

No. 651, A.,

A bill to lay out a state road from Ashland, in Ashland county, through Ashland, Chippewa and Eau Claire counties to Eau Claire,

No. 732, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named.

No. 170, A.,

A bill to alter the boundaries of certain school districts.

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of police of the city of Milwaukee.

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

No. 583, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

No. 416, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal estate in the sixth ward of said city for the purposes therein named.

No. 626, A.,

A bill to require the owners of dams and other obstructions on Duck Creek, to construct slides for the passage of fish.

No. 496, A.,

A bill to provide for the collection of judgments in certain cases.

No. 686, A.,

A bill to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin.

No. 664, A.,

A bill to amend section 5 of chapter 105, general laws of 1870, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Walworth, Jefferson, Rock, Green, Dane, LaFayette and Grant.

No. 534, A.,

A bill to amend section 1 of chapter 282 of the private and local laws of 1868, entitled an act to amend an act relating to the public schools of the city of Milwaukee.

Were severally read a third time and passed.

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Mr. Field moved that when the Assembly adjourn it be to-morrow morning at 9 o'clock.

Which motion prevailed.

On motion of Mr. Field,  
The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE

On the general file of bills,  
Mr. J. S. White in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows:

#### MR. SPEAKER:

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows:

No. 121, S.,

A bill to repeal chapter 297 local laws of 1868, entitled an act to appropriate the drainage fund in the town of Caledonia, in Wau-paca county, for highway purposes, and chapter 124 of local laws of 1869 amendatory thereto.

No. 149, S.,

A bill to authorize the town of Grand Rapids, in the county of Wood, to keep an office and hold elections within the limits of the city of Grand Rapids.

No. 156, S.,

A bill for the relief of the Fond du Lac Co. Agricultural and Mechanical Society.

Without amendment.

No. 672, A.,

A bill to incorporate the Prescott River Falls and Northern Railroad Company,

With amendment.

No. 694, A.,

A bill for the relief of the Adams County Agricultural and Mechanical Association.

No. 748, A.,

A bill to amend section 8 of chapter 102 of the general laws of 1868, entitled an act to encourage the planting and growth of trees, and for the protection thereof,

Without amendment.

No. 509, A.

A bill to authorize the Superintendent of Public Property to furnish stationery to the engineer and fireman of the capitol and to their two assistants.

No. 522, A.,

A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company,

With amendment.

No. 602, A.,

A bill to amend chapter 474 of the local laws of 1866, entitled an act reducing the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same.

No. 171, S.,

A bill to amend chapter 275 private and local laws of 1870, entitled an act to incorporate the city of Manitowoc.

No. 183 S.,

A bill to repeal section 2 and amend section 8. chapter 360, private and local laws of 1870, entitled an act to provide for the disposal and expenditure of the drainage fund arising from certain sections therein named in Kewaunee county.

No. 495, A.,

A bill to amend section 28 of chapter 7 of the revised statutes, entitled of elections.

No. 678, A.,

A bill to incorporate the Mill Creek Improvement and Log Driving Company.

No. 702, A.,

A bill to amend chapter 20 of the laws of 1852, entitled an act to amend an act to authorize George Lerwick to build and maintain a dam across Oconto river, approved February 16, 1842.

No. 704, A.,

A bill to amend chapter 506 of the private and local laws of 1867; entitled an act to prohibit obstructions in the Oconto river.

No. 710, A.,

A bill to authorize the supervisors of the town of Neenah in the county of Winnebago, to amend their proceedings in the award of damages in laying out a certain highway.

Without amendment.

No. 557, A.,

A bill to provide for town superintendents of schools,

With amendment.

No. 586, A.,

A bill to repeal chapter 187 of the general laws of 1870, entitled an act to provide for the survey of the lead districts, making maps and collecting statistics and specimens from the same.

No. 615, A.,

A bill to encourage lead mining in the state of Wisconsin,

Without amendment.

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same,

No. 106, S.,

A bill to amend section 75 of the general laws of 1868, relating to common schools, and to provide for the collection of taxes in certain cases,

With amendment.

No. 256, S.,

A bill to appropriate to La Fayette Kellogg the sum of \$125.00.

No. 257, S.,

A bill to appropriate to S. K. Vaughan the sum of \$9.85,

Without amendment.

No. 299, A.,

A bill for the construction of a certain Bridge therein named,

No. 464, A.,

A bill to incorporate the East Shioe Improvement Company,

With amendment.

No. 669, A.,

A bill to lay out a State road from St. Cloud, in Fond du Lac county, to the north line of Fond du Lac county.

No. 698, A.,

A bill to authorize a dam to be erected and maintained across Oconto river.

No. 708, A.,

A bill to attach certain territory to the towns of Eagle Point and Wheaton, in Chippewa county.

No. 711, A.,

A bill to authorize the laying and locating a certain highway in the county of Winnebago.

No. 38, S.,

A bill to amend chapter 483, private and local laws of 1868, entitled an act to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named,

No. 95, S.,

A bill to amend chapter 184 of the revised statutes, entitled "of inquests of the dead,"

No. 163, S.,

A bill to authorize the town of Port Washington, in the county of Ozaukee, to vote a tax for the purpose of aiding in building the harbor at the village of Port Washington,

No. 168, S.,

A bill to amend certain sections of chapter 133 of general laws of 1868, entitled an act to authorize county supervisors to lay out and establish highways in certain cases.

No. 308, S.,

A bill to amend chapter 169 of the private and local laws of 1871, entitled an act to change the name of Mary Elizabeth Williams to Mary Elizabeth Pritchard, and make her the adopted child and heir at-law of Owen Pritchard and Mary Elizabeth Pritchard of the city of Milwaukee.

No. 232, A.,

A bill to amend chapter 56 of the general laws of 1870, entitled an act to provide for the incorporation and government of Fire and Inland Navigation Insurance Companies.

No. 298, A.,

A bill to incorporate the Bay View and City Omnibus Company.

No. 405, A.,

A bill to further regulate Life Insurance in Wisconsin,  
Without amendment

No. 483, A.,

A bill to authorize the attorney general to file stipulations in a certain suit in Milwaukee County Circuit Court,

With amendment.

No. 593, A.,

A bill relating to public schools in Milwaukee,  
Without amendment.

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages,

With amendment.

No. 640, A.,

A bill in relation to life insurance companies.

No. 670, A.,

A bill relating to public schools in the city of Milwaukee.

No. 683, A.,

A bill to repeal section 4, of chapter 27, of the general laws of 1871, an act entitled an act to amend chapter 130 of the general laws of 1868, an act entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

No. 689, A.,

A bill in relation to insurance companies organized in this State by special charters granted for that purpose, or under general laws.

No. 690, A.,

A bill to repeal chapter 64 of the general laws of 1867, entitled an act to amend sections 25 and 36 of the revised statutes, entitled of highways and bridges.

No. 692, A.,

A bill to appropriate to Robert A. Baker five hundred dollars and interest thereon from February 1, 1866,

No. 727, A.,

A bill to authorize and require the common council of the city of Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

No. 730 A.,

A bill to amend an act entitled an act to amend section 110 of the general laws of 1868, entitled an act requiring reports from unorganized banks and bankers,

No. 746, A.,

A bill to amend sections 12 and 16 of chapter 299 of the private and local laws of 1855, so far as they relate to the charter of the Madison and Portage Railroad Company, to increase its powers and to ratify certain proceedings of the directors of said company, and



to extend the line of its road, and to authorize certain counties, towns, cities and incorporated villages to aid in the construction thereof.

No. 747, A.,

A bill relating to the Wisconsin Central Railroad Company, and amendatory of section 1, chapter 27, of the private and local laws of 1871.

No. 240, S.,

A bill to amend section 13 of chapter 152, general laws of 1869, entitled an act to codify the laws of this state relating to highways and bridges,

No. 285, S.,

A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh.

No. 286, S.,

A bill to extend the time for the collection of municipal taxes in the city of Kenosha; Wis.

No. 450, A.,

A bill to incorporate the Sucker Branch Dam Company.

No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein named.

No. 709, A.,

A bill to define the duties of the lumber inspector of districts Nos. 3, 6, 7 and 9.

No. 88, S.,

A bill relating to the sale of intoxicating liquors on Sundays and certain other days therein mentioned, and amendatory of section one of chapter 115 of the general laws of 1869, entitled an act to prohibit the selling of intoxicating drinks on Sundays and certain other days therein mentioned.

No. 168, S.,

A bill to amend section 1 of chapter 348 of the private and local laws of 1857, entitled an act to incorporate the Fond du Lac and Waukesha Railroad Company, and to repeal section 10 of said chapter.

Without amendment.

No. 218, S.,

A bill to incorporate the Watertown and Lake Superior Railroad Company,

With amendment.

No. 218, S.,

A bill to amend section 1, chapter 93, general laws of 1866 which is an act to provide remedies in addition to remedies provided by sections 100 and 101 of chapter 18 of the revised statutes, for the collection of delinquent personal property taxes.

No. 223 S.,

A bill to authorize certain towns in the county of La Fayette to aid in the construction of a railroad from the village of Monroe, in Green county, westwardly through La Fayette county, to the Mississippi river.

No. 283, S.,

A bill to legalize a state road from section 16, township 19, range 11 west, to section 10 in the same town and range, in Buffalo county.

No. 285, S.,

A bill to amend section 2, chapter 144, general laws of 1870, entitled an act to amend section 4, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 186, S.,

A bill to provide for the publication of a catalogue of the library of the State Historical Society, to amend chapter 135 of the general laws of 1866, relative to the publication of certain collections of said society, and to provide for the publication of a catalogue of the state library.

No. 228, S.,

A bill to authorize the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in the county of Sheboygan, in a newspaper printed in the German language in that county.

No. 268, S.,

A bill to provide postage stamps for the use of the elective officers of the Senate and Assembly.

No. 290, S.

A bill to amend sections 43 and 102 of chapter 155, of the general laws of 1863, entitled an act to codify the laws of this State, relating to common schools,

Without amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The amendments reported to

Nos. 299, 464, 522, 672 and 685, A.,

Were severally concurred in, and

Said bills were severally ordered engrossed.

Nos. 669, 673, 688, 694, 708, 709, 710, 711, 727, 748 and 746, A.,

Were severally ordered engrossed, and

On motion of Mr. Field,

The rules were suspended, and

Said bills were severally read a third time and passed.

On motion of Mr. Judd,

No. 586, A.,

Was recommitted to a select committee of three.

On motion of Mr. Mihills,

Nos. 702 and 704, A.,

SATURDAY, MARCH 11, 1871,

10 o'clock, A. M.

The Assembly met.  
The Speaker in the Chair.

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### REPORTS OF STANDING COMMITTEES.

The committee on Education, to whom was referred  
No. 714, A.,

A bill to authorize counties to establish and maintain high schools and to appropriate money for the purpose of giving State aid to such institutions,

Have had the same under consideration and report the same back with a substitute and recommend its passage, and further recommend that said substitute be printed.

No. 649, A.,

A bill to alter the boundaries of school district number four in the town of Beloit, joint school district number one in the towns of Beloit and Turtle, and the Beloit city school district,

Report the same back with a substitute and recommend its passage.

C. C. KUNTZ,  
*Chairman.*

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The committee on Enrolled Bills have examined the following bills and find them correctly enrolled:

No. 12, A.,

A bill to amend chapter 58 of the private and local laws of 1867, entitled an act to incorporate the Hazel Green Mining Company.

No. 612, A.,

A bill to vacate the village plat of the village of DeSoto, in St. Croix county, Wis.

No. 108, A.,

A bill to amend section 20 of chapter 133 of the revised statutes, entitled of costs and fees.

No. 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

No. 650, A.,

A bill to change the name of Halvor G. Halvorson to Halvor G. Stordock.

No. 618, A.,

A bill to vacate a part of the city plat of the city of Hudson, in St. Croix county, Wis.

No. 569, A.,

A bill to incorporate the Sheboygan Gas Light Company.

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 302, A.

A bill to provide for two representatives in the county board of supervisors of Brown county for the borough of Fort Howard.

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association

No. 598, A.,

A bill to re-organize the Appleton Cemetery Association.

No. 241, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

No. 846, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

No. 639, A.,

A bill to change the name of Sarah Blake to Minnie Fink, and make her heir-at-law of Alphonso Fink and Amanda Fink.

No. 375, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 653, A.,

A bill to authorize the supervisors of the county of Trempealeau to levy a tax for the purposes therein named.

49½—A.

No. 327, A.,

A bill to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand juries in said county of Burnett.

No. 556, A.,

A bill to authorize justices of the peace in joint school district No. 4, of the towns of Arlington and Dekorra, in Columbia county, to keep offices therein.

No. 565, A.

A bill to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1868, amending said chapter 28."

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Broadhead, Green county.

No. 516, A.,

A bill to provide for serving notices of trial and filing notes of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

No. 408, A.,

A bill to incorporate the Madison Driving Park Association.

No. 498, A.,

A bill to incorporate the Faulkner-Browning Construction Company.

THOS. SANDERSON,  
*Chairman.*

Said bills were signed by the Speaker.

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The committee on Enrolled Bills have examined the following bills and find them correctly enrolled.

No. 550, A.,

A bill to authorize R. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park.

No. 647, A.,

A bill to authorize Wm. Besser to construct and run a steamboat on Lake La Belle, in the county of Waukesha.

No. 316, A.,

A bill to amend chapter 379 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 869 of the private and local laws of 1869, amendatory thereof.

No. 318, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 189 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

No. 622, A.,

A bill to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 344, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunleith, La Crosse and St. Croix River Shore Railroad passes to aid in its construction.

No. 455, A.,

A bill to incorporate the Superior Railway Company.

No. 421, A.,

A bill to authorize William S. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the state of Iowa.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mount Pleasant, in the county of Racine, for highway purposes.

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 13, of the revised statutes, entitled of counties and county officers.

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.

No. 53, A.,

A bill to authorize county boards of supervisors to appoint land inspectors, and to define their duties and the duties of the clerks of boards of supervisors and assessors.

No. 682, A.,

A bill to amend section 10 of chapter 176, private and local laws of 1860, entitled an act to incorporate the village of Mauston.

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Bayfield, in Bayfield county.

No. 884, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled an act to incorporate the Ponoka and St. Croix Railroad Company.

No. 645, A.,

A bill to amend section 2 of chapter 310, of the private and local laws of 1866, entitled an act to permit the towns of Hudson, Warren, Hammond and Springfield, in St. Croix county, to aid to obtain the right of way for the Tomah and Lake St. Croix railroad through said towns.

THOMAS SANDERSON,  
*Chairman.*

Said bills were signed by the Speaker.

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### REPORTS OF SELECT COMMITTEES.

The Columbia County Delegation to whom was referred,

No. 576, A.,

A bill to authorize the Fort Winnebago and Duck Creek Plank-road Company to substitute gravel and clay in place of plank, on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin,

Have had the same under consideration, and report the same back with an amendment, and recommend its passage when so amended.

S. E. DANA,  
*Chairman.*

The committee further recommend that at the proper time the title be amended so as to read as follows :

A bill to authorize the Fort Winnebago and Duck Creek Plank-road Company to substitute gravel and clay in the place of plank, and fix the northern terminus thereof.

S. E. DANA,  
*Chairman.*

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### SENATE MESSAGE OF YESTERDAY CONSIDERED.

The Senate amendments to

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago and Fox river.

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane.

No. 304, A.,

A bill to incorporate the Rock Prairie Railroad Company.

No. 620, A.,

A bill to revise, consolidate and amend chapter 277 of the private and local laws of 1867, entitled an act to incorporate the village of Waupun and the several acts amendatory thereof.

No. 485, A.,

A bill to incorporate the Sparta and Neillsville Railroad Company.

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town.

No. 448, A.,

A bill to incorporate the German-English School Association of Racine,

Were severally concurred in.

No. 261, S.,

A bill in regard to tax titles in the city of Milwaukee,

Was read a first and second times, and

On motion of Mr. J. S. White,

The rules were suspended, and

Said bill was read a third time and concurred in.

#### SENATE BILLS ON A THIRD READING.

No. 106, S.,

A bill to amend section 75, general laws 1863, relating to common schools, and to provide for the collection of taxes in certain cases.

No. 213, S.,

A bill to incorporate the Watertown and Lake Superior Railroad Company,

Were severally read a third time and concurred in.

No. 256, S.,

A bill to appropriate to La Fayette Kellogg, the sum of \$125.

No. 263, S.,

A bill to provide postage stamps for the use of the elective officers of the Senate and Assembly,

Were severally read a third time and concurred in,

By the following vote :

Those voting in the affirmative were :

Messrs. Allen, Anderson, Arnold, Atwater, Bacon, Bailey, Baker, Barnes, Bowen, D. W. Briggs, Chambers, Coons, Cousins, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Ham-



mond, Harris, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, Humphrey, Judd, King, Kuntz, Lonergan, Marvin, Maxon, McCormick, McDill, McIntosh, Merriam, Meyer, Mihills, Montgomery, Morgan, More, Otting, Orton, Pease, Pengra, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semple, Sherman, Swain, Torgerson, Trumer, Weil J. S. White, and Mr. Speaker, Smith—64.

Those voting in the negative were

Messrs. Ball, J. W. Hoyt, Peterson and Rankin—4.

Those absent or not voting were

Messrs. Ayres, Barnard, Bate, Blake, Bremner, P. R. Briggs, Chase, Cheney, Curtis, Freeman, Galagan, Hall, Hoyer, C. M. Hoyt, Jeffers, Keenan, Knell, Manson, McDonald, Merrill, Moulton, Nichols, Ockler, O. S. Powell, R. T. Powell, Semmann, Smith, Thorn, Vaughn, Wagner Watts and S. A. White—32.

No. 285, S.,

A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh.

By unanimous consent,

Mr. Maxon offered the following amendment :

Amend by striking out the words " bill No. 65, S., entitled a bill " and insert the words "chapter 39, of the general laws of 1871, entitled an act."

Which amendment was adopted,

And the title thereto was amended as follows :

"A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh, and to amend section 6 of chapter 39, general laws of 1870, and chapter 39 of the general laws of 1871, relating thereto."

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### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 713, A.,

A bill to incorporate the Neilsville and Humbird Railroad Company,

Was read a third time and passed.

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Mr. Richards moved that when the Assembly adjourn, it be to Monday evening at 7 1-2 o'clock,

Which motion prevailed.

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Mr. Coons moved that the vote by which

No. 689, A.,

A bill in relation to insurance companies organized in this State by special charters granted for that purpose or under general laws,

Was on yesterday indefinitely postponed,

Be reconsidered,  
Which motion prevailed, and  
On motion of Mr. Field,  
Said bill was recommitted to the  
On motion of Mr. Semple,  
No. 699 A.,

A bill to authorize Anson Eldredge  
signs to maintain certain dams across  
river,

Was taken up,  
And the rules being suspended,  
Said bill was indefinitely postponed  
On motion of Mr. Semple,  
No. 702, A.,

A bill to amend chapter 20 of the  
to amend an act to authorize George  
a Jam across Oconee river," approved

Was taken up, and  
The rules being suspended,  
Mr. Keenan offered the following  
Strike out of section 1 the words  
water."

Strike out in 8th line the words  
days," in lieu thereof,

Which was lost, and  
Said bill was indefinitely postponed  
On motion of Mr. Semple,  
No. 704, A.,

A bill to amend chapter 506 of the  
1867, entitled an act to prohibit  
Was taken up, and  
The rules being suspended,  
Said bill was indefinitely postponed

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The Speaker announced as the Senate  
No. 586, A.,

A bill to repeal chapter 187 of the  
an act to provide for the survey of  
and collecting statistics and specimens

Messrs. Judd, Coons and Davis,  
And as the Select committee on  
No. 747, A.,

A bill relating to the Wisconsin  
amendatory of section 1, chapter 27  
1871,

Messrs. Bowen, Sanderson, Keen

## BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

No. 680, A.,

A bill to amend section 6, chapter 120, of the revised statutes, entitled of courts held by justices of the peace,

Was indefinitely postponed.

M. C., No. 14, A.,

A memorial for building a postoffice and custom house at Racine, Wisconsin.

No. 688, A.,

A bill to provide compensation for opening the present session and for indexing and completing the transcribing of the journals of the Senate and Assembly.

No. 731, A.,

A bill to provide for an appropriation to the State University for improving and increasing its library,

Were severally ordered engrossed.

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nazarius',  
Was ordered to a third reading

The previous question having been ordered on

No. 753, A.,

A bill to apportion the state into senate and assembly districts,

And the question being on the amendments reported by the Committee of the Whole to said bill,

Said amendments were adopted.

By unanimous consent Mr. Maxon offered the following amendment:

Amend the bill on page 10, by striking out paragraphs 1 and 2, relating to Washington county, and insert the following:

1. The towns of Polk, Jackson, German town, Rand, and Richfield, in the counties of Washington, shall constitute an assembly district.

2. The towns of Erin, Hartford, Addison and Wayne, in the county of Washington, shall constitute an assembly district.

3. The towns of West Bend, Barton, Kewaskum, Farmington and Trenton, in Washington county, shall constitute an assembly district,

Which amendment was rejected,

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Dick, Fitzgerald, Hinkley, Hoskins, Hoye, Keeran, Lonergan, Maxon, McCormick, McIntosh, Meyer, Oetling, Orton, Pease, Pengra, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson, Wagner, Weil and J. S. Whitc—25.

Those voting in the negative were

Messrs. Allen, Arnold, Atwater, Bacon, Bailey, Baker, Barnes, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Coons,

Cousins, Curtis, Davis, Fay, Field, Fries, Heimdal, Hixon, Holloway, J. W. King, Kuntz, Marvin, McDill, Montgomery, Morgan, More, Peterson, O. Sanderson, Semple, Sherman, Swain, Smith—48.

Those absent or not voting were

Messrs. Ayres, Ball, Barnard, Bate Dana, Eastman, Freeman, Galagan, O. Manson, McDonald, Moulton, Nichols Semmann, Smith, Thorn, Trumer, V Watts—27.

And said bill was ordered engrossed.

No. 128, S.,

A bill relating to towns and town section 78, chapter 15 of the revised statutes. Was refused to a third reading.

No. 166, S.,

A bill to incorporate the Manitowoc Iron Works.

No. 182, S.,

A bill to incorporate the Singing Section of the city of Milwaukee.

No 225, S.,

A bill to amend section 1, chapter 15 laws of 1870, entitled "an act to incorporate the Milwaukee Fish Company."

Were severally ordered to a third reading.

On motion of Mr. Kuntz,

No. 172, A.,

A bill to supply school officers with the

Was recommitted to committee on Education.

Mr. Maxon moved that

No. 391, A.,

A bill to authorize the governor to provide for a cause & fence around the capitol park to be re-committed to the committee on State Lands.

Which motion was lost.

The amendment reported thereto was adopted.

Said bill was ordered engrossed.

The amendments to

No. 123, S.,

A bill to repeal section 1, chapter 121, laws of 1870, relating to the compensation of

Was concurred in, and

Said bill was ordered to a third reading.

The amendments to

No. 261, A.,

A bill to incorporate the Wood County

struction Company.

No. 398, A.,

A bill to change the time for holding the terms of the circuit court in the county of Portage,

Were severally concurred in, and said bills were severally ordered engrossed.

No. 741, A.,

A bill to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.

No. 660, A.

A bill to incorporate the Wisconsin State Dental Society,

Were severally ordered engrossed.

No. 509, A.,

A bill to authorize the state superintendent of public property to furnish stationery to the engineer and fireman of the capitol, and to their two assistants,

Was, on motion of Mr. Field,

Indefinitely postponed.

No. 153, S.,

A bill to incorporate the village of Durand, Pepin county, Wisconsin.

No. 190, S.,

A bill relating to the county court of the county of Green Lake

No. 226, S.

A bill to amend an act, entitled "an act to incorporate the Waupaca Union School District, in the county of Waupaca,"

No. 257, S.,

A bill to appropriate to S. K. Vaughn the sum of \$9,85,

Were severally ordered to a third reading.

No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein named,

Was ordered engrossed.

The amendment reported to

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages,

Was rejected, and

Mr. Maxon offered the following amendment :

Strike out all after the enacting clause, and insert the following

"Chapter 445 of the general laws of 1864, an act to guard against the abuse of the elective franchise, and to preserve the purity of elections, by a registration of electors, and chapter 202 of the general laws of 1866, amendatory thereof, are hereby repealed,"

Which was rejected,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Ball, Coons, Dick, Fitzgerald, Fryer, Heim-

dal, Hoskins, Keenan, Lonergan, Maxon, McCormick, McIntosh, Meyer, Otting, Orton, Pease, Peterson, Rankin, Richards, Rusch, Samuelson, Trumer, Wagner, Weil, J. S. White and S. A. White—27.

Those voting in the negative were

Messrs. Allen, Arnold, Atwater, Bacon, Bailey, Baker, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Hammond, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, King, Kuntz, Marvin, McDill, Merriam, Merrill, Mibills, Montgomery, Morgan, More, Pengra, O. S. Powell, Rhodes, Rood, Rounds, Sanderson, Semple, Shermann, Swain, Torgerson and Mr. Speaker Smith—47.

Those absent or not voting were

Messrs. Ayres, Barnard, Barnes, Bate, Bremner, Cheney, Eastman, Freeman, Galagan, Hinkley, Hoyer, C. M. Hoyt, Jeffers, Knoll, Manson, McDonald, Moulton, Nichols, Ockler, R. T. Powell, Rich-ter, Semman, Smith, Thorn, Vaughn and Watts—27.

And said bill was ordered engrossed, and

On motion of Mr. Field,

The rules were suspended, and

Said bill was read a third time and passed.

No. 495, A.,

A bill to amend section 28 of chapter 7 of the revised statutes, entitled of elections,

Was indefinitely postponed.

The amendment reported to

No 557, A.,

A bill to provide for town Superintendents of Schools,

Was concurred in, and

Said bill was ordered engrossed.

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Leave of absence was granted

To Messrs. Galagan, Arnold and Humphrey to Tuesday evening next.

To Messrs. McDonald, Semman and Knoll to Monday evening next,

To Mr. Bremner till Tuesday morning.

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On motion of Mr. Dana,

The Assembly adjourned.

MONDAY, MARCH 13th, 1871.

7 1-2 O'CLOCK A. M.

The Assembly met.

The Speaker in the Chair.

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RESOLUTIONS INTRODUCED.

By Mr. R. T. Powell :

Jt. Res. No. 28, A.,

*Resolved, by the Senate, the Assembly concurring, That Friday, the 17th day of March, A. D. 1871, at twelve o'clock M., be, and the same is hereby fixed as the time for the final adjournment of the legislature.*

Which lies over.

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REPORTS OF STANDING COMMITTEES.

The committee on the Judiciary to whom was referred that part of the governor's message relating to

Joint resolution agreeing to an amendment to article four of the constitution,

Have had the same under consideration and report said resolutions with a bill to submit the same to the people and recommend their passage.

D. HALL,  
*Chairman*

Said bill became

No. 756, A.,

A bill to submit to the people an amendment to article 4 of the constitution,

Was read a first and second times, and

On motion of Mr. Orton,

The rules were suspended, and

Said bill was read a third time and passed,

Said resolution became

Jt. Res. No. 29, A.,

Joint resolution agreeing to an amendment to the constitution of the State of Wisconsin.

WHEREAS, the Legislature of this state at the year 1870, proposed and adopted amendments to the constitution of this state in the following language:

*Resolved by the Senate, the Assembly,*  
Article 4 of the constitution be amended in the following sections, which shall read as follows:

Section 31. The Legislature is prohibited from passing any public or private laws in the following cases:

1st. For changing the name of person or the heir-at-law of another.

2d. For laying out, opening or altering of State roads extending into more than one township, to aid in the construction of which Congress.

3d. For authorizing persons to keep gaming tables wholly within this State.

4th. For authorizing the sale or mortgage of minors or others under disability.

5th. For locating or changing any county line.

6th. For assessment or collection of taxes at any time for the collection thereof.

7th. For granting corporate powers or franchises.

8th. For authorizing the apportionment of the State fund.

9th. For incorporating any town or village, or charter thereof.

Section 32. The legislature shall provide for the transaction of any business that may be required by any one of this article, and all such laws shall have equal operation throughout the state; therefore

*Resolved, by the Assembly, the Senate,*  
That the foregoing amendment to the constitution of this state is agreed to by this legislature.

Said resolution was read a first and second time.

On motion of Mr. Orton,

The rules were suspended, and

Said resolution was read a third time.

By the following vote.

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Bailey, Baker, Ball, Barnes, Bate, Blair, Chambers, Chase, Coons, Cousins, Deane, Field, Fitzgerald, Freeman, Fryer, Hinkley, Hixon, Holloway, Hoskins, H.



Hoyt, Jeffers, Judd, King, Knœll, Kuntz, Lonergan, Marvin, Maxon, McCormick, McDill, McIntosh, Merriam, Meyer, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Oetting, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richards, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Vaughn, Wagner, Weil, J. S. White and Mr. Speaker Smith—79.

Mr. Rankin voting in the negative.

Those absent or not voting were

Messrs. Barnard, Bremner, P. R. Briggs, Cheney, Curtis, Davis, Galagan, Hall, Humphrey, Keenan, Manson, McDonald, Merrill, Mihills, Richter, Semple, Thorn, Trumer, Watts and S. A. White—20.

The committee on Education, to whom was referred,  
No. 96, S.,

A bill to incorporate the Waupaca county academy,

Have had the same under consideration, report it back with the recommendation that it do pass.

C. C. KUNTZ,  
*Chairman.*

The committee on Swamp and Overflowed Lands, to whom was referred

No. 705, A.

A bill to provide for the expenditure of the drainage fund in the town of Red Cedar, Dunn county,

Have had the same under consideration and report it back with a recommendation that it do pass.

No. 136, S.,

A bill to dispose of the drainage fund in certain towns in the counties of Kewaunee and Door,

Report it back with recommendation that it be indefinitely postponed.

W. P. ROUNDS,  
*Chairman.*

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 688, A.,

A bill to provide compensation for opening the present session, and for indexing and completing the transcribing of the journals of the Senate and Assembly.

No. 522, A.,

A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company.

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting; also to add new territory to said district.

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

No. 638, A.,

A bill to amend chapter 437, local laws of 1868, entitled an act relating to the city of Portage.

No. 619, A.,

A bill relating to the individual liability of the stockholders in the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville.

No. 360, A.,

A bill to repeal chapter 83 of the general laws of 1870, entitled to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery.

No. 636, A.,

A bill to abolish Probate Fees in Outagamie county.

No. 278, A.,

A bill to amend chapter 386 of the general laws of 1862, entitled an act to amend chapter 85 of the revised statutes, entitled of excise.

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's compilation of the general laws of this State for the use of the State,

No. 574, A.,

A bill to amend chapter 182 of the general laws of 1869 entitled an act to establish a township system of school government.

No. 446 A.,

A bill requiring owners of threshing machines to guard against accidents.

A. ROOD,

*Chairman.*

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 635, A.,

A bill to incorporate the Fox River Iron Company.

No. 258, A.,

A bill to revise the charter of the city of Chippewa Falls.

A. ROOD,

*Chairman.*

Nos. 258 and 685, A.,

Above reported,

Were severally read a third time and passed.

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts.

No. 597, A.,

A bill to incorporate the Hekla Fire Insurance Company.

M. C. No. 14, A.,

Memorial for building a post office and custom house in the city of Racine.

No. 464, A.,

A bill to incorporate the East Shioe Improvement Company.

No. 393, A.,

A bill to change the time of holding the circuit court in the county of Portage.

No. 557, A.,

A bill to provide for town superintendents of schools.

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages.

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and to cause a fence around the capitol park to be built.

No. 727, A.,

A bill to authorize and require the common council of the city of Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

No. 731, A.,

A bill to provide for an appropriation to the State University for improving and increasing its library.

No. 711, A.,

A bill to legalize the laying out and locating a certain highway in the county of Winnebago.

No. 299, A.,

A bill for the construction of a certain Bridge therein named,

No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein named.

No. 741, A.,

A bill to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.

A. ROOD,  
Chairman.

Mem. C. No. 14, A., Nos. 299, 464 and 741, A., above reported,  
Were severally read a third time and passed.

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### REPORTS OF SELECT COMMITTEES.

The Waupaca County Delegation to whom was referred  
No. 206, S.,

A bill to apply the drainage fund of certain towns in Waupaca  
county for drainage purposes, and to improve certain roads therein.

Report the same back with an amendment and recommend its  
passage when amended.

G. E. MORE,

*Chairman.*

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The select committee to whom was referred

No. 586, A.,

A bill to repeal chapter 137 of the general laws of 1870, entitled  
an act to provide for the survey of the lead districts, making maps  
and collecting statistics and specimens from the same,

Respectfully report the same back without amendment, and  
recommend that the same be indefinitely postponed.

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The special committee to whom was referred

No. 207, S.,

A bill to extend the time for appeals for services rendered under  
provisions of chapter 98, private and local laws of 1857, and chapter  
89, private and local laws 1858, relating to state roads,

Have had the same under consideration, and requested me to re-  
port the same back with an amendment, and recommend its passage  
when so amended.

D. W. BRIGGS,

*Chairman.*

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The Winnebago county committee, to whom was referred

No. 258, S.,

A bill to repeal section 11 of chapter 8, of general laws of 1870,  
entitled an act to amend chapter 361 of general laws of 1860, en-  
titled an act conferring jurisdiction on the county court of Winnebago  
county, and to restore section 23 of chapter 361, of the general  
laws of 1860,

Report the same back with recommendation that it do pass.

R. J. JUDS,  
JUDD,  
MORGAN.

The select committee to whom was referred

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay, and the several acts amendatory thereto,

Hereby report the same back to the House with amendments, and recommend its passage when so amended.

J. S. CURTIS,

*Chairman.*

On motion of Mr. Field,

The rules were suspended, and

The amendments reported thereto were concurred in, and

No. 581, A.,

As above reported,

Was read a third time and passed.

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#### SENATE BILLS ON THIRD READING.

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nasians.

No. 153, S.,

A bill to incorporate the village of Durand, Pepin county, Wis.

No. 190, S.,

A bill relating to the county court of the county of Green Lake,

No. 226, S.,

A bill to amend an act entitled an act to incorporate the Waupaca Union School District, in the county of Waupaca.

No. 166, S.,

A bill to incorporate the Manitowoc Dry Dock Company.

No. 192, S.,

A bill to incorporate the Singing Section of the Freie Gemeinde, of the city of Milwaukee.

No. 225, S.,

A bill to amend section one, chapter 150 of the private and local laws of 1870, entitled an act to incorporate the Milwaukee Publishing Company,

Were severally read a third time and concurred in.

No. 257, S.,

A bill to appropriate to S. K. Vaughan the sum of \$9,85,

Was read a third time and concurred in,

By the following vote :

Those voting in the affirmative were:

Messrs. Allen, Arnold, Atwater, Ayers, Bacon, Bailey, Baker, Barnes, Bowen, D. W. Briggs, Chambers, Chase, Cheney, Cousins, Dana, Eastman, Fay, Field, Freeman, Fryer, Harris, Heimdal, Hinkley, Hixou, Hoskins, Hoyer, J. W. Hoyt, Jeffers, Kunts,

Marvin, Maxon, McCormick, McDill, McIntosh, Meyer, Mibills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Oeding, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Smith, Swain, Torgerson, Trumer, Wagner, J. S. White and Mr. Speaker, Smith—66.

Those voting in the negative were :

Messrs. Bull, P. R. Briggs, Coons, Dick, Fitzgerald, O. M. Hoyt, King and Lonergan—8.

Those absent or not voting, were :

Messrs. Anderson, Barnard, Bate, Blake, Bremner, Curtis, Davis, Galagan, Hall, Hammond, Holloway, Humphrey, Judd, Keenan, Knoll, Manson, Merriam, Merrill, McDonald, Semple, Sherman, Thorn, Vaughn, Watts, Weil and S. A. White—26.

### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City, in Buffalo county, state of Wisconsin," approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo,

Was read a third time and passed.

No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of 1869, entitled an act to amend sections 6, 15 and 29 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

Was read a third time, and

On motion of Mr. Anderson,

Was indefinitely postponed.

No. 731, A.,

A bill to provide for an appropriation to the State University, for improving and increasing its library.

Was read a third time, and recommitted

To the committee on Claims.

No. 393, A.,

A bill to change the time for holding the circuit court in the county of Portage,

Was read a third time and passed,

And the title thereto amended, as follows :

No. 393, A.,

A bill to change the time for holding the terms of the circuit court in the seventh judicial circuit.

No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein named,

Was read a third time and passed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Chase, Cheney, Cousins, Dana, Davis, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Hammond, Harris, Heimdal, Hinkley, Hixon, Hoskins, Hoye, J. W. Hoyt, Jeffers, Judd, King, Knell, Kuntz, Lonergan, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Ockler, Etling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Pow-ell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Wagner, Weil, J. S. White and Mr. Speaker Smith.—79.

Those voting in the negative were

Messrs. Ball, P. R. Briggs, Coons, Dick, C. M. Hoyt and Thorn—6.

Those absent or not voting were

Messrs. Barnard, Curtis, Galagan, Hall, Holloway, Humphrey, Keenan, Manson, Marvin, Merrill, Semple, Trumer, Vaughn, Watts and S. A. White—15.

No. 391, A.,

A bill to authorize the Governor to provide a vault for coal, and to cause a fence around the Capital Park to be built,

Was read a third time and passed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnes, Blake, Bowen, D. W. Briggs, Chambers, Chase, Cheney, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Heimdal, Hixon, Hoskins, C. M. Hoyt, Judd, King, Kuntz, Lonergan, Marvin, McCormick, McIntosh, Meyer, Mihills, Morgan, Moulton, Nichols, Etling, Orton, Pengra, O. S. Powell, R. T. Powell, Richards, Rood, Rounds, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Taorn, Torgerson, Wagner, Weil and Mr. Speaker Smith—58.

Those voting in the negative were

Messrs. Arnold, P. R. Briggs, Coons, Cousins, Hammond, Harris, Hinkley, Hoye, Jeffers, Knell, Maxon, McDill, McDonald, Merriam, Montgomery, More, Ockler, Pease, Peterson, Rankin, Rhodes, Rusch and J. S. White—23.

Those absent or not voting were

Messrs. Barnard, Bate, Bremner, Curtis, Freeman, Galagan, Hall, Holloway, J. W. Hoyt, Humphrey, Keenan, Manson, Merrill, Richter, Semple, Trumer, Vaughn, Watts and S. A. White—19.

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts,

Was read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayers, Bailey, Baker, Barnard, Barnes, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Cousins, Dana, Davis, Fay, Field, Fitzgerald, Freeman, Hammond, Harris, Heimdal, Hixon, Holloway, Hoskins, Hoye, J. W. Hoyt, Jeffers, Judd, King, Kuntz, McDill, Merriam, Merrill, Meyer, Morgan, More, Nichols, Oetling, Peterson, O. S. Powell, R. T. Powell, Rood, Rounds, Samuelson, Sanderson, Sherman, Smith, Swain, Vaughn and Mr. Speaker Smith—56.

Those voting in the negative were

Messrs. Ball, Coon, Dick, Eastman, Fryer, Hinkley, Knoll, Lonergan, Marvin, Maxon, McCormick, McDonald, McIntosh, Mibills, Montgomery, Moulton, Ockler, Orton, Pease, Pengra, Rankin, Rhodes, Richards, Richter, Rusch, Semmann, Torgerson, Wagner, Weil and J. S. White—80.

Those absent or not voting were

Messrs. Bacon, Bate, Curtis, Galagan, Hall, C. M. Hoyt, Humphrey, Keenan, Manson, Semple, Thorn, Trumer, Watts and S. A. White—14.

Mr. Cheney moved that

No. 557, A,

A bill to provide for town superintendents of schools,

Be indefinitely postponed.

Mr. Field moved that the further consideration of said bill be postponed until to-morrow.

The motion to postpone was lost,

And said bill was indefinitely postponed,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Ball, D. W. Briggs, Chambers, Cheney, Coons, Dana, Davis, Eastman, Field, Freeman, Fryer, Hammond, Harris, Heimdal, Holloway, Hoskins, Hoye, C. M. Hoyt, Jeffers, Knoll, Marvin, McCormick, McDonald, Merriam, Meyer, Nichols, Ockler, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Rood, Sanderson, Sherman, Torgerson, Vaughn and J. S. White—48.

Those voting in the negative were

Messrs. Atwater, Bailey, Baker, Barnes, Bowen, P. R. Briggs, Chase, Dick, Fay, Fitzgerald, Hinkley, Hixon, J. W. Hoyt, Judd, King, Kuntz, Lonergan, Maxon, McDill, McIntosh, Mibills, Montgomery, Morgan, More, Moulton, Oetling, Orton, Pease, Pengra, Richards, Richter, Rounds, Rusch, Samuelson, Semmann, Smith, Swain, Wagner, Weil and Mr. Speaker, Smith—40.

Those absent or not voting were

Messrs. Barnard, Bate, Blake, Bremner, Cousins, Curtis, Galagan, Hall, Humphrey, Keenan, Manson, Merrill, Semple, Thorn, Trumer, Watts and S. A. White—17.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the Senate requests the return to the Senate for further consideration,

No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menomonee, Dunn county.

No. 401, A.,

A bill in relation to the collection of taxes.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto.

No. 416, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 6th wards of the city of Fond du Lac.

Said bills were ordered to be so returned.

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SENATE MESSAGE OF THE 10TH INST. CONSIDERED.

No. 460, A.,

A bill to amend chapter 80 of the private and local laws of the year 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company, approved February 18, 1852,

Received from the Senate with amendments, was,

On motion of Mr. J. S. White,

Recommitted to the select committee on Insurance.

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MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Orton,

The vote by which

No. 128, S.,

A bill relating to towns and town officers, and amendatory of section 78, chapter 15, of the revised statutes,

Was refused a third reading, be reconsidered,

Which motion prevailed, and

Said bill was recommitted to the Judiciary committee.

## BILLS REPORTED BY A COMMITTEE OF THE WHOLE,

No. 389, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court,

Was indefinitely postponed.

No. 433, A.,

A bill to authorize the attorney general to file a stipulation in a certain suit in Milwaukee county circuit court,

Was on motion of Mr. Rood,

Postponed until to-morrow.

The amendments reported to

No. 576, A.,

A bill to authorize the Fort Winnebago and Duok Creek Plank-road company to substitute gravel and clay in place of plank on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin,

Were concurred in, and

Said bill was ordered engrossed,

No. 602, A.,

A bill to amend chapter 474 of the local laws of 1866, entitled an act reducing the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same,

Was, on motion of Mr. Merrill,

Indefinitely postponed.

Mr. Richter moved that

No. 83, S.,

A bill relating to the sale of intoxicating liquors on Sunday and certain other days therein mentioned, and amendatory to section one of chapter 115 of the general laws of 1859, entitled an act to prohibit the selling of intoxicating drinks on Sunday and certain other days therein mentioned,

Be indefinitely postponed,

Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Ayres, Ball, Barnes, Bremner, Coons, Cousins, Dick, Eastman, Freeman, Hammond, Heimdal, Hixon, Hoyer, C. M. Hoyt, Kuntz, Lonergan, Maxon, McCormick, McDonald, McIntosh, Ockler, Otting, Pease, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, Wagner and J. S. White—33.

Those voting in the negative were

Messrs. Arnold, Atwater, Bacon, Bailey, Baker, Barnard, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cheney, Dana, Davis, Fay, Field, Fryer, Harris, Hinkley, Holloway, Hopkins, Jeffers, Judd, King, Marvin, McDill, Merriam, Mihills,

Montgomery, Morgan, More, Moulton, Nichols, Orton, Pengra, Peterson, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Vaughn, and Mr. Speaker Smith—47.

Those absent or not voting were

Messrs. Anderson, Bate, Curtis, Fitzgerald, Galaghan, Hall, J. W. Hoyt, Humphrey, Keenan, Knell, Manson, Merrill, Meyer, Semple, Thorn, Torgerson, Trumer, Watts, Weil and S. A. White—20.

Mr. Montgomery offered the following amendment :

Insert after "the first day of the week," "the last day of the week."

Mr. Maxon offered the following amendment to the amendment :

Amend by adding, "and all other days of the week."

Which amendment to the amendment was rejected

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Bacon, Bailey, Ball, Barnard, Barnes, P. R. Briggs, Cheney, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Hammond, Heimdal, Hinkley, Hoskins, Hoyer, J. W. Hoyt, Keenan, King, Knell, Kuntz, Lonergan, Maxon, McCormick, McDonald, McIntosh, Meyer, Montgomery, Oekler, Pease, Rankin, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, Torgerson, Wagner, Weil and J. S. White—44.

Those voting in the negative were

Messrs. Allen, Arnold, Atwater, Ayres, Baker, Bate, Blake, Bowen, D. W. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Harris, Hixon, Holloway, C. M. Hoyt, Jeffers, Judd, Marvin, McDill, Merriam, Merrill, Mibilla, Morgan, More, Moulton, Nichols, Oetling, Orton, Pengra, Peterson, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Vaughn and Mr. Speaker Smith—47.

Those absent or not voting were

Messrs. Bremner, Galagan, Humphrey, Manson, Semple, Thorn, Trumer, Watts and S. A. White—9.

And the amendment of Mr. Montgomery was rejected, and

On motion of Mr. Maxon,

Said bill was postponed until to-morrow.

## SENATE BILLS ON A THIRD READING.

No. 123, S.,

A bill to repeal section 4, chapter 121, general laws of 1868, entitled an act relating to the compensation of county judges,

Was read a third time and concurred in,

And the title thereto amended, by striking out the word, "repeal," and inserting in lieu thereof the word "amend."

## REPORT OF INVESTIGATING COMMITTEE.

The Special committee, appointed under  
Res. No. 35, A.,

To investigate the charge that unlawful means had been employed  
to secure the votes of members of the Assembly on one side or the  
other, upon bill

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Boom-  
ing Company.

Have had the subject under consideration, and examined all the  
witnesses they had any reason to believe could throw any light on  
the matter to be inquired into, and report all of the testimony here-  
with.

D. HALL,  
M. KEENAN,  
WILLARD MERRILL,  
J. S. CURTIS,  
S. A. WHITE,

## TESTIMONY.

MARCH 9.

NELSON FRYER sworn—

Am a member of Assembly, third district, Jefferson county; I  
know about bill No. 1, A.; made up my mind early in the session  
to go against the bill; told Mr. Montgomery so; he rooms with me;  
Mr. Fred. Thorp, of Fond du Lac, came to me a week or two after  
I came here and asked how I stood on the question; told him I had  
not thought much of it; not interested. He said he was interested  
and hoped I would go for the bill; said so subsequently at different  
times when I met him; said J. G. Thorp was a friend of his.  
Tuesday, as I came in, both Thorps stood together; I stepped up  
to them; Fred. introduced me to his uncle, and said, "For God's  
sake, I hope you won't go against us," or words to that effect, and  
said he would see me again; I went off.

Yesterday, as I sat in my seat, a boy came and said a man wished  
to see me. I went out and found Fred. Thorp; he said go back  
and get your hat; I went back and got it; he said "let us go over  
to Keyser's;" when we got out doors he said, "I want you to go  
with us, anyway, for the Improvement;" I said I would think of it.  
We went over, took a drink and a cigar, and came back; he  
talked about it all the way over and back; I returned  
to my seat, and left him in the rotunda. About half an hour after  
one of Weil's boys, I think, came and said "Thorp wants to see  
you;" I went out, and he said, "let's go over to Keyser's again; I  
was out late, and don't feel well." After we got out, he began to

talk again about the dam, and as we walked along he shoved something like a wad inside of my hand, which was in my pants pocket; I shoved my hand down into the pocket, mistrusting what it was, and he said, "take this now, and when this thing is all over, there will be a wicer thing for you." He said nothing further about that then. After going to Kessler's, I came away and left him there; after dinner I took out the wad and handed it to a friend, who examined it; it consisted of three ten dollar bills and one twenty; I placed the money in Judge Braley's hand, and left it with him; have had no conversation with Thorp since.

About a week ago Mr. Weil, member of Assembly, came to me and said, "You had better go for the bill, the Dells matter he called it; there is money in it; it is a matter of speculation; I can make it so it will be satisfactory to you." No other person has approached me with like propositions from either side, though many others have spoken to me about the bill on both sides. Fred. Thorp has been giving a great deal of attention to the passage of this bill. I know, personally, of no other attempts by either side to influence votes in such a manner.

NELSON FRYER.

A. B. BRALEY SWORN—

Have had a conversation with Mr. Fryer, Assemblyman. We both board at Dr. Chittenden's. Just before dinner, a week ago to-morrow, he took me aside and said Mr. Weil had approached him on behalf of the Dells bill, and he, Weil, said it was a speculation, and there was money in it; and my next knowledge of it was yesterday, when Mr. Fryer told me he had had a roll of bills put in his pocket by F. O. Thorp. I asked him how much; he said he had not counted it. He handed it to me; I counted it in his presence; it was three ten dollar greenbacks and one twenty dollar bill on the Union National Bank of Chicago. He said he wanted me to keep it; wanted it to go to some orphan asylum. I have put the money in hands of assistant state treasurer, subject to my call, enclosed in an envelope.

A. B. BRALEY.

F. O. THORP SWORN:

Have read bill No. 1, A.; have been engaged this winter in advocating its passage; know Nelson Fryer, assemblyman; I think I asked him to support the bill; think I first spoke with him about it three weeks ago; don't remember when I next spoke to him about it; think I have not spoken to him on the subject within a week, as I then heard he was committed against the bill; think I saw Fryer day before yesterday, in his seat; saw him yesterday, down in the rotunda, in the first story; Mr. C. D. Gage and I started to go out and go down stairs; am not sure but we met Fryer on the stairs; this was about 11 o'clock A. M.

We went over to the Empire saloon (Fryer and I); am not sure whether or not Gage went; think he did; am not sure whether or

a few moments; am not certain whether Fryer came back with me or not; think he did; did not say anything to Fryer about the bill on the occasion; barely possible I may have spoken of it, but not likely. We may have come into the Capitol together; this was my first interview with him that day; think I had no interview with him afterwards yesterday; did not go to Keyser's again with him; did not send for him yesterday; do not remember having sent for him; my recollection is that I did not send for him; may have done so; I do not remember that he went with me to Keyser's saloon but once; he may have done so; I was there several times yesterday.

Question.—Did you give or place in the possession of Mr. Fryer yesterday, any money? I loaned him some money. Mr Fryer, I think a week ago, told me he had been informed that parties were prepared to pay out a good deal of money for the passage of the Dells bill. At that time he was a good deal with Judge Bradley and talked with me about it; I told him I was not aware of any such thing; I think I asked him at the same time what his inclinations were with reference to the bill; he told me he was in favor of it; he has told me the same once or twice since; told me also once or twice since, that he understood money was to be expended to carry the bill; told me money was being expended on the other side to defeat it.

In response to this I uniformly told him I knew nothing about it. Told him I was employed to come here as a lobbyist for the bill and I desired to see it passed. He said he should support it; uniformly gave this answer; I think it was last week he came and solicited a loan. I should state that at most of these interviews he appeared to be under the influence of liquor, I paid not much attention to his talk, but it was uniformly favorable to the bill. When he solicited the loan I told him I had no money, and I lent him none. Yesterday morning he wanted a loan again of fifty dollars, telling me he would pay it back on Friday; I loaned him twenty-five dollars; I loaned it to him in the hall as we were passing out; I think we went out at the north door. It was in currency, either green backs or national bank notes; this was as we were going out to go to Keyser's. I think Mr. Gage was along with me when I let him have the money. I am quite sure Mr. Gage was present; may not have been right there; had no other money transactions yesterday with him or any one else.

Question.—Did you go to Keyser's at any other time yesterday with Mr. Fryer, and on the way or at any other time, place in his possession, or slip into his pocket in any shape or manner the sum of fifty dollars, or any other sum? I did not; when I made him the loan I speak of, he said, "I want to borrow fifty dollars," (it may have been twenty-five); said he would repay it in a few days; or on Friday; I had told him I was going home on Friday; I did not say anything about his having anything more when the bill had

passed ; I treated it as a part loan ; he had said only the evening before, in the presence of Mr. Weil and his son, J. G. Thorp and myself, and may be others, that he was going to vote for the bill ; at the time he borrowed the money he appeared somewhat intoxicated as he also did the evening before ; I have no knowledge that money has been used unlawfully on either side with reference to the bill ; I am employed by J. G. Thorp ; I have never paid out any money to any member of the legislature to influence them in their action upon bill No. 1.

FRED. O. THORP.

MARCH 10.

JOSEPH BANKIN, being duly sworn, on his oath, says :

I am a member of the Assembly ; on the seventh of March Mr. Fitzgerald of the Assembly told me that he was going to vote against the bill No. 1, Assembly ; just before tea in the afternoon of the day the vote was taken in the Assembly, I met him in the Assembly Chamber, and he was under the influence of liquor ; he came to me voluntarily and then told me he was going to vote against the bill ; as near as I can recollect he said, "you can't blame me for taking something to buy whisky with ;" I replied, that is not right, and I turned around and left him ; he did not say any one had given him money.

JOSE. BANKIN.

C. M. HOYT.

Am a member of Assembly ; I board at the Radcliff House. There has been considerable joking there about the Dells lobby buying votes, etc. Two or three days ago Jefferson, the keeper of the hotel, said to me, "Why don't you make something out of this ? all the rest are doing it." I regarded it as a joke, but afterwards was inclined to think him in earnest ; and subsequently he spoke to me again, saying he could "put me in a way to make two or three hundred dollars out of this Dells question, by voting for the bill." I told him he mustn't talk to me that way ; I openly declared long ago that I was an opponent of the bill.

C. M. HOYT.

AUGUST RICHTER :

I am member of Assembly from the city of Milwaukee ; last Monday, about 9 A. M., a man from Milwaukee, named Paul Schuengel, appeared at my house, in Milwaukee, and wanted me to go with him in a private room ; I did so ; he began to talk about the Dells improvements, showed himself rather green in the matter, and enquired of me about the improvements ; I explained both sides to him as well as I could ; when he finally found that I was in favor of the bill, he stated to me that two men were up at his saloon on Sunday and wanted him to come down and see me and try his influence upon me to go against the bill.

He then told me he was authorized to give me one hundred dol-

lars right off if I would vote against the bill. I then told him I could do no such thing, that I believed Milwaukee had a special interest in that improvement. He then told me he would try to get me five hundred dollars. I then told him I had made up my mind to go for the bill. He then began to talk about my having a large family, that in such cases generally, money would be used, and thought I should accept of it as well as anybody else. I then told him I did not wish to accept of anything.

He finally began to talk again; thought that both parties were highly interested, and that one side would be greatly benefited and the other badly hurt by the bill; therefore, he thought that those parties on the Chippewa side were willing to give me a thousand dollars; I told him no, I would not accept of any. The two men he spoke of who were at his saloon on Sunday, and who sent him to me were the mayor of Chippewa Falls (I know not whether present or past mayor) and H. L. Palmer. On the Sunday evening F. W. Hundhausen, of Milwaukee, sent his boy to my house and wanted me to call at his residence; I was sick abed that day and so could not go there.

On Monday morning his boy came again and wanted me to call upon his father before I left for Madison; I did so about 9 3-4 A. M.; found him at home, and asked him what he wanted of me; he told me that the mayor from Chippewa and H. L. Palmer had called on him on Sunday, and wanted him to see me and tell me that they would pay me well if I would go against that bill; I told him that I knew what I had got to do without any further request, and so I went off.

#### AUGUST RICHTER.

**LEWIS D. FROST.**

I reside in Madison; on Wednesday morning about 9 3-4 o'clock I was standing with Beverley Jefferson in the rotunda. During conversation with him I remarked that the Dells bill was causing much excitement. In reply he said quite an amount of money was exchanging hands, and that bids were ranging from one to five hundred dollars; and that he was waiting for a gentleman who was to receive a hundred dollars that morning, and that as soon as he saw him he was "going for him," and said he, "there he comes," and left me. I saw the man coming, but do not think I would know him again.

L. D. FROST,

**LUTHER BUXTON.**

I reside in Oshkosh. On Tuesday evening last, as late as 7 o'clock, Fryer came up to me as I sat in the rotunda. He seemed quite under the influence of liquor, asked how I stood on the Dells; said he was for the bill, or "I think the bill ought to pass."

LUTHER BUXTON.

**BEVERLY JEFFERSON:**

Reside in Madison, and keep the Rasdall House; Mr. C. M. Hoyt boards with me; I know about bill No. 1, A.; have conver-



sed with Hoyt about it on Wednesday; he has boarded with me all winter; owes me some \$180 or \$200; came back from Milwaukee on Monday or Tuesday; had told me before this that he had failed and was hard up; he was starting out of the door on Tuesday or Wednesday morning, when I hailed him and said, "Charley, how are you on this Dells question?" he said he was against the bill; I said, "Charley, I think you can make some money out of this thing; "Well," said he, "that is what I want, and what I am after;" I told him I understood they were paying money for votes; he said he would see me again; I afterwards met him and told him I thought he could get about two hundred dollars for his vote; he said he would see me at the capitol about twenty minutes to ten; this was Wednesday morning; I met him and talked with him, and he said it was impossible for him to go back on his friends; said he had promised Mr. Palmer, masonically, that he would go against the bill.

I was authorized to make a proposition to him to let him have money from one to two hundred dollars—not to exceed two hundred dollars, if he would vote in favor of the bill; I did make him the proposition, intending myself, however, to have it apply on his board bill; it was Charles Gleason who so authorized me; I think I first suggested the idea to him with reference to Hoyt, and he embraced it, agreeing that if I could get his vote for that price he would see me paid.

I know Mr. Frost; I did have a conversation with him about this matter, and Mr. Hoyt was the member I referred to in speaking to him; Gleason authorized me to make the offer on Wednesday morning, just before the bill came up, at the Radcliff House; we were alone; when I made Hoyt the offer at the Radcliff House he wanted to know if I could guarantee him the money; after going up and seeing Charley Gleason I came back and told him it was all right.

B. JEFFERSON.

C. D. GAGE.

reside in Auburn, Fond du Lac county; am a farmer; knew Nelson Fryer by sight; I saw him on Wednesday, the 8th inst., in several places; in his seat at Keyser's saloon and in the capitol hall and rotunda; I had started to go to the Empire saloon with Mr. F. O. Thorp, when we met Fryer in the hall; Fryer asked Thorp to lend him some money, said he was out of money; think this was about 11 o'clock; Mr. Thorp stopped, said he was short, had not really any money to lend; Fryer said he also was short and wanted some money; Mr. Thorp gave him some money, I don't know how much; we were going out at the north entrance; Fryer said he would repay him the last of this week or the first of next; we all three went over to the Empire saloon; I think Fryer sat down at the table with some others, and Thorp and I drank standing at the bar; nothing was said by any of us about the Dells bill at this time; at

some other time, on that day or some other, I think the day previous, I saw Fryer sitting at the table among others, and heard him express himself in favor of the bill.

When Thorp and I met Fryer, at this time spoken of, if I am not mistaken, Fryer was quite intoxicated. I think the place of our interview was in the north hall, nearer to the rotunda than to the outer door. I am employed here by Mr. J. G. Thorp in the interests of the bill. In 1867 I was a member of the Assembly and then supported the measure. I came up here this winter on business of my own in the land office, and was then solicited by Mr. Thorp to use my influence in favor of the bill; I have now been here some four or five weeks on this business; I know some of the Milwaukee members by sight; Mr. Knoll was in the Assembly with me; I have talked with him about the bill; he had not before the vote told me what his views were.

C. D. GAGE.

A. B. BRALEY recalled.

The time or day when Fryer handed me the money, as I stated before was I think between 4 and 5 o'clock P. M. It might have been later. He said he had received it in the forenoon of that day. I saw him frequently during the forenoon and took dinner with him that day. He showed no signs of intoxication up to dinner time. When he gave me the money he seemed to have been drinking some, though not intoxicated. From the fact that some friends of his, who stated to me that he had but one fault, viz: a habit of drinking, had requested me to watch him, I noticed him frequently during the day and can say that at no time during the day previous to the time of giving me the money was Fryer intoxicated. He gave me the money at No. 4, Vilas House. He was in the room when I went in. The room may be called the headquarters of the opposition to the bill.

After his, Fryer's, communication to me, Mr. Geo. B. Smith and Mr. Palmer came into the room and were told the facts. They did not remain long. Mr. Bate afterward came in and was also informed of the same fact. Fryer took out the money in a roll and handed it to me, it was not in a wallet. I have been here this winter working to defeat this Dells bill, but have had no money to use and have approached no man in the way of corrupt influence.

A. B. BRALEY,

NELSON FRYER recalled—

The money was given to me about 11 o'clock A. M. When F. O. Thorp and I went out by the north passage to go to Keyser's, we two went alone and came back alone. Thorp and I went over there twice, and were entirely without other company going and returning. The money was put into my pocket by Thorp, just as we left the walk round the capitol and turned into the walk leading to Keyser's. I had not drank before, that day, not having been out of the capitol after coming from breakfast. Each time we drank

whisky punch. I had drank but once before receiving the money. After thrusting the money in my pocket, Thorp asked how my colleague Ball stood, and said, "tell him if he wants to vote for the bill and have fifty dollars, send him to me." I have not borrowed, or asked to borrow money since I have been here. I drank some beer in the afternoon of that day. Mr. Braley is the first person I mentioned this affair to.

I have had no want of money since I have been here; have had money in the treasurer's office until last week; I never asked Thorp for any money; never received any money from him inside the capitol building; he never counted out twenty-five dollars or any other sum to me; after his thrusting the money in my pocket it remained there in a wad, under my wallet; I never told Thorp I was hard up and wanted to borrow money; I have not been hard up; I don't recollect stating that I was in favor of the bill to Dr. Buxton or anybody else. The last time we visited Keyser's, as above mentioned, I returned alone; I mistrusted that he had been, as he said, pretty d—d tight the night before, and felt bad; said he wanted me to go with him and take some sour whisky.

NELSON FRYER.

CHARLES GLEASON.

I live at Eau Claire; was member of Assembly last year; am here lobbying for the bill No. 1. A.; I board at the Russell House; I know C. M. Hoyt; I made an effort to get his vote; I never talked with him but once about it, at which time I judged him to be committed against us, and talked no more on the subject. On the morning of the day upon which the vote was taken, I was standing at the counter of the hotel office talking with Mr. Jefferson about the Dells bill; Mr. Hoyt passed by into the billiard room. Jefferson asked how Hoyt stood on our bill; I told him we counted him against us. Jefferson remarked that he thought he could get him to vote for the bill; I said I would like to have him do it if he could; he said he would see him and let me know the result.

I then went up stairs into a room directly over the parlor. While there, Jefferson came to the door and called me out into the upper hall; told me that he had seen Hoyt about the bill, and Hoyt had told him that he had no interest in the bill at all; did not care whether it was passed or defeated; that all he cared about it any way was to vote the way that would bring him the most money; that he was dead broke, and stamps were what he was after. I told Jefferson that if that was the kind of a man Hoyt was and that if money was what he was after, and not the merits of the measure, it was very unfortunate for any cause that did not have money to pay for him; but I told Jefferson to get him if he could. Jefferson wanted to know of me how much he was worth; I told him somewhere from one to two hundred dollars; he asked me if he made any arrangement with Hoyt to be paid any certain sum of money within that range if I would see him (Jefferson) reimbursed; I told him that he would not lose anything by it if he did so.

I went back into the room and and next saw Jefferson on the walk between the east corner of the Park and the Capitol. He said he had seen Hoyt and talked with him, and Hoyt had told him that he was under a masonic pledge to H. L. Palmer, made early in the session, to vote against this bill, and that he should have to do it; said he had seen Palmer and he wouldn't let him off; that Palmer would see him through, and if he wanted to borrow from three to five hundred dollars any time, Palmer would loan it to him. I have been here some five weeks lobbying. I have no knowledge of any unlawful influences used on either side about the bill.

C. R. GLEASON.

WILLIAM KETCHAM:

I am Assistant State Treasurer; Judge Braley left some money with me yesterday, about ten o'clock; the amount is fifty dollars; I saw it counted, and the Judge sealed it up in my presence and left it with me, subject to his order; it is three ten dollar greenbacks and one twenty dollar Union National Bank bill, of Chicago; Mr. Braley and Mr. Keyes came together.

WM. KETCHAM.

J. G. THORP.

I live in Madison; I take a large interest in the passage of bill No. 1 A.; I have a business home at Eau Claire; from my own knowledge I cannot say that I know of any unlawful influences being used to procure or prevent the passage of bill No. 1 A.; I do not think I knew Fryer till Monday or Tuesday last; I saw him at the Vilas House with Judge Braley, and inquired who he was; I may have been introduced to him before, but have no knowledge of it; I saw him on Tuesday with F. O. Thorp; he was very much under the influence of liquor; I was introduced by F. O. Thorp; Fryer said, "this is your uncle;" F. O. Thorp said "yes," in a joking way; Fryer then spoke of the Dells bill, saying he was going to vote for it; I said that was all right, and was called away and left him; he was generally estimated by the supporters of the bill to be on our side up to the day of the vote on the bill.

J. G. THORP.

MICHAEL FITZGERALD.

Am member of Assembly from Manitowoc county; parties on both sides of Assembly bill No. 1, have spoken to me about my vote; no one has made unlawful propositions to me, offering money or property, or threatening; I have never said to any one, except in joke, that I had taken any money; do not remember ever saying to any one, "you can't blame me for taking money to buy whisky;" had no conversation with Rankin about it; Rankin wanted to know of me in the Assembly Chamber on Wednesday evening before tea if I would vote against the bill; I told him I voted for the bill last winter and would vote for it this winter; don't remember saying to him at that time, I couldn't be blamed for taking money to buy whisky; know Mr. Weil, never knew him before this winter; ha

asked me if I would vote for the Dells; I said I voted for it last winter and should this; have received no money nor promise.

MICHAEL FITZGERALD.

S. SAMUELSON:

Am member of Assembly from Manitowoc; I know about Assembly bill No 1; know nothing about the influences used for or against the bill; no one has made any propositions to me suggesting money on either side; I made up my mind about six weeks ago to go for the bill; did not mention to any one how I was going to vote till, may be a day or two before, the bill was taken up; no corrupt inducements have been held out to me on either side.

S. SAMUELSON.

M. FITZGERALD:

I got a fifty dollar bill changed at the treasurer's office on Tuesday or Wednesday; I got it on Monday in a letter from my wife; I wrote home for it the week before; I took home what money I had four weeks ago thinking it would be a short session.

MICH'L FITZGERALD.

CHARLES G. MEYER, sworn:

Am member of Assembly from Osaukee Co.; occupy seat in Assembly chamber next to Mr. Fryer; he was generally in his seat during the forenoon of Wednesday, 8th inst; he was in his seat nearly all the forenoon; I noticed nothing of his being intoxicated; I think I should have noticed it if he had been; I had conversation with him; he appeared to be all right during the entire forenoon; I noticed Judge Orton called him from his seat during the forenoon; a boy came and called him, but I did not notice that Fryer left the Assembly Chamber; don't recollect of his going out that forenoon; think he was out of his seat a short time. If he went out of the chamber, he was gone but a short time; I don't recollect whether he was away from his seat more than twice during the forenoon; he may have gone out of the chamber, but if he did, I did not notice it.

I don't know of any unlawful or improper efforts to influence members in relation to the Dells bill; I saw Fryer Wednesday afternoon; he was sober; I saw him the evening before, and he was then intoxicated; I asked him Wednesday what was the matter the evening before, and he said he met a friend at the depot, and took a little too much.

CHAS. G. MEYER.

EDWIN MONTGOMERY SWORN.

I am member of Assembly from Waushara county; I know Mr. Fryer, from Jefferson county; I board and room with him in this city; I have conversed with him about bill No. 1, Assembly; I think he has stated his views to me on that bill, and

that he was against the improvement; I have heard him say that some of his friends were in favor of the bill, but that he was against it; that he disliked to vote against his friends, but should oppose it; that he was conscientiously opposed to it; I don't think I ever heard him say that he would vote for the bill. I came up to the Assembly chamber between half past eight and nine o'clock Wednesday morning, from our boarding house.

I saw him at noon; I think he was at dinner; he was not under the influence of liquor at noon; I saw no evidence of intoxication that day; he might have drunk that day, but not to effect him; when we came up in the morning he was sober; I saw him at no time that day when he was not capable to exercise his judgment; I noticed he was in his seat that forenoon, but observed that he was gone from his seat for a time; I regarded him as a sober man that forenoon, and I had a good opportunity to know it if he had not been; I know of room No. 4 at the Vilas House; I think Mr. Bates, of the Assembly, and some others occupy that room.

It is the place where friends of the opposition to the Dells meet. It was a general rendezvous for them. Have seen occasionally the friends of the bill there. They usually have cigars and whisky and beer there, with which they treat their guests, without distinction—friends and foes alike—I have been with the friends of the bill to Keyser's to drink and smoke at their special invitations. It is generally understood that the same thing is done by the friends of the bill at Keyser's as at No. 4 by the opposition; I have no personal knowledge of any unlawful or improper efforts to influence members upon either side of the measure.

E. MONTGOMERY.

B. S. WEIL sworn—

I am member of the Assembly from Washington county. I have heard of Assembly bill No. 1; have heard it read; I have heard a good deal said of the bill upon both sides. I know of no efforts to influence votes but talk. I know of no money being used on either side to pass or defeat it. On both sides members have been treated to beer and wine. I have treated both sides myself. I have taken some interest for the bill; have talked with members and compared notes. I have two sons, Eugene, who is 24 years old, and Adolph, who is 22 years of age; both are here. Eugene has interested himself in favor of the bill; he has lobbied for it. I was asked to let my son work upon the other side; I replied that he was of age.

The friends of the bill have treated at several places; Mr. Fryer told me, four or five days before the bill came to a vote, that he was in favor of the bill; the evening before the bill came up I came up from supper and found Mr. Fryer in the hall talking with B. O. Thorp, and there was present Mr. Boyd, of Fond du Lac; my son Eugene, and Leinkugen, of Eau Claire, were standing by. Fryer said, I am with you; Senator Weil knows it; I told him so four days ago. Fryer was gay; I can't say he was intoxicated; this was the last

time I saw him in that condition; I can't say that I ever saw him drunk. He shook hands with me and said, Mr. Weil, I can drink their brandy and smoke their cigars and vote for the Dells anyway. My seat is near Mr. Fryer's, in the hall; I was in my seat during both sessions on Wednesday last; Fryer was there in the evening; I don't recollect that he was in his seat in the morning; I can't say whether he was or not.

B. S. WEIL.

O. H. INGRAHAM sworn:

I live at Eau Claire; I am here to assist in the passage of Assembly bill No. 1, known as the Dells bill; I have been in the State library several times since I have been here; don't remember whether I was there on Wednesday of this week; I don't know Mr. Lonergan, of the Assembly; I have no knowledge of having an interview with Mr. Gleason, of Eau Claire, Mr. O. D. Gage and Mr. Lonergan, member of the Assembly, in the State library or any other place, although I may have had one; I do not know of any special effort of said Gleason or Gage to influence the vote of members; I do not know of any unlawful or improper efforts by parties to influence the vote of members on said bill.

O. H. INGRAHAM.

N. A. SPOONER sworn.

I know something of the efforts which have been made to defeat Assembly bill No. 1; so far as I know they have consisted of honest and untiring efforts to defeat the bill by all fair and honorable means; I do not know of any money being used to influence members to vote for or against the bill; I have been here for over forty days, associated with the opponents of the bill, for the purpose of defeating it; we have met frequently, almost every day, at number four in the Vilas House, for consultation; number four has two beds, one occupied by Mr. Bate and Mr. Taylor, and the other is now occupied by J. H. Earnest and Col. Ginty.

I have once or twice seen cigars there; none within the last two weeks. I have seen a bottle that I supposed to be whisky, which almost always sits on the table with a pitcher of water and tumblers near it; I have never tasted of it; I can think of but twice within the last 45 days that I have seen members of the house in that room; I saw two in at one time, and to-day I saw another member there; I have been there daily except Sundays. I was employed to lobby against this bill by Governor Pound, and he said we proposed to fight this bill upon its merits; if we win, well and good, if we are defeated, then he proposed to resort to the law. He has always insisted upon fighting the bill upon its merits, and if we were defeated he would go down with it. He said repeatedly we would use no unlawful or unfair means to defeat it.

I know Mr. Fryer of the Assembly; I am in trade at Whitewater; he is one of my customers; from his reputation and what I

have seen I regard him as a noble, generous, reliable man, with one weakness, he sometimes, as I have been told, drinks too much ; I have never seen him drunk ; I understand him to be the owner of a large farm and to be a man of considerable property ; I never heard his veracity questioned.

N. A. SPOONER.

C. R. GLEASON—recalled.

I have no recollection of an interview in the state library when Mr. Gage, of Fond du Lac county, Mr. Ingraham, of Eau Claire, and Mr. Lonergan, member of Assembly, were present, any time this week ; I have no recollection of these parties having an interview with Mr. Lonergan anywhere. I had an interview with Mr. Lonergan in the library one day this week ; the Dells improvement bill was the subject of the interview ; I asked him if he knew or had any information how Mr. Galagan, of La Fayette county would vote. I knew they were together a good deal, and thought he would know how Galagan would vote ; he told me he thought Mr. Galagan would vote for the bill ; he said he had heard Mr. Galagan express himself that way.

I think we were there five or ten minutes ; no propositions of any kind were made. If Mr. Gage or Mr. Ingraham were in the room, I didn't see them ; I don't know of any unlawful efforts that have been made to influence votes of members farther than I have stated ; I don't know that offers or promises of any kind have been made to Mr. Galagan or proposed to be made by any one.

C. R. GLEASON.

EUGENE S. WEIL sworn—

I reside in Washington county ; am son of B. S. Weil, member of the Assembly from Washington county. I have spent part of the winter here. Have been engaged in lobbying for the passage of the Dells bill—Assembly bill No. one. I have some friends here in the Assembly whom I have tried to influence in favor of the bill. I have tried to influence some through personal friendship, and others by arguments. Senator Clark, of Dodge county, suggested me to the friends of the bill. I came out here to be present a part of the session. I did not expect to stay any length of time, but was asked to stay and help the friends of the bill.

Mr. J. G. Thorp came to me and asked me whether I would help them. He told me to use my influence with my friends here to help in the passage of the bill ; there was no agreement about pay for services ; I expected him to pay my expenses ; I do not know of any money being offered to any person or promises of any thing to secure votes for the bill ; I know Nelson Fryer ; I did not call him out from the Assembly Chamber on Wednesday ; I never had any conversation with Mr. Thorp about him and never called him out ; and did not know that he was to be called out.

I have made no offers or promises to any one to secure a vote for the bill ; the only thing that I ever heard Mr. Fryer say about the



bill was on Tuesday evening last, when I was standing with my father, Mr. Weil, of the Assembly, and others, in the rotunda, and Mr. Fryer came up stairs and came up to us and shook hands with my father, and said, "Pap Weil, I can drink their whisky and smoke their cigars, but I shall vote for the bill;" he appeared to be a little elated; did not seem to be drunk, but I think he had been drinking; I have not seen him intoxicated since,

EUGENE S. WEIL.

A. B. BRALEY recalled:

The room occupied by Mr. Bate and others is No. 4 Vilas House; I considered it headquarters for the opponents of the dells bill; it is where they have met to consult; it has been the custom to offer any one who came in cigars to smoke and whisky to drink if they chose; it has made no difference whether they were members of the Legislature or not; in lobbying I have never received any instructions in particular how to operate; I was employed by Governor Pound early in the session to assist his side in defeating the dells bill; the manner of doing so was left entirely to my discretion.

I never received any money to use for the purpose—not a dollar—I have heard Gov. Pound say upon several occasions that he did not intend to use any money to defeat the bill—I mean in the way of corrupting members; I have never intimated to any member, directly or indirectly, that it would be profitable for him to vote against the bill, or hinted to him anything that could be construed to mean corruption. In the forenoon of the 8th instant I saw Mr. Fryer come out of the Assembly chamber and go down stairs with Mr. F. O. Thorp; there was nobody with them; they were alone; I saw them turn and go around the corner to go down stairs; it was ten or eleven o'clock; I can't give the exact time.

A. B. BRALEY.

MICHAEL LONERGAN sworn.

I am member of Assembly from Fond du Lac county; I saw Mr. Gleason in the State Library on the day the Dells bill was up; Mr. Gage, of Fond du Lac county, was there for a short time only; I don't know Mr. Ingraham, of Eau Claire; the conversation was very short; Gleason wished me to help him with his bill, if I could conscientiously; that was all of the conversation; I had met him once or twice previous to that; I don't know of any money being paid, or any offers being made to influence members upon either side of the measure; Mr. Gleason did not make any offers to me to induce me to help him, or for any one else; he asked me how one or two members would vote, and I told him I never asked them, and did not know; he did not ask me to exert my influence with members.

MICHAEL LONERGAN.

• P. B. PARSONS sworn :

I am landlord of the Vilas House in this city ; I know nothing of my own knowledge of number four in my house ; don't recollect that I have been in the room when there was any persons in it during the session ; I know that cigars and liquors are used in that room to a considerable extent ; I do not know to what extent ; I have not looked at my books to see the amount charged to that room and they have not procured all their supplies from me ; I know nothing of the means that have been used to influence members of the Assembly in their votes upon the Dells bill ; I know nothing else of importance to this investigation.

P. B. PARSONS.

JAMES WATTS sworn :

I am member of Assembly from Milwaukee county ; I know the nature of bill No. 1, Assembly, for the improvement of Chippewa river ; I have been spoken to by friends of the bill ; have been asked to support it ; Mr. Knell, Mr. Weil and several others have talked with me ; Mr. Weil's son has also talked with me upon the subject ; Mr. Knell asked me to go to a saloon and take a glass of beer ; I went ; we talked of the bill ; I think he asked me if I was going for the bill ; I told him I hadn't made up my mind fully, but thought I would go for it ; he thought the bill was right, and I think said he would vote for it ; he said he wished I could make up my mind to go for it ; that he thought it was right ; and if, after we had voted for it, we could get a hundred dollars apiece, there would be no harm in taking it.

This is the substance of the remark he made ; it may not be the precise language, but is as near as I can remember it ; he did not say that we could get it, but said he thought that it would not be wrong to take it after we had voted, or something like that. I said I thought it was wrong, and I thought I would vote against the bill ; in my nervous condition I supposed it was an inducement to vote for the bill, and I repeated the conversation ; but afterwards I was satisfied was wrong. Mr. Knell never offered me anything, and never said that he was to receive anything for supporting the bill. I never received anything, and I do not know that any other person has received anything for his support or opposition to the bill ; I have voted against the bill in its progress, and intend to vote against it hereafter. I wish to say that it is my candid opinion that Mr. Knell meant no wrong.

JAMES WATTS.

O. R. GLEASON recalled.

I desire to make a slight correction to a statement which I made in my testimony before the committee in relation to my meeting Mr. Lonergan in the state library on Wednesday morning last. I sent for Mr. Lonergan by Mr. O. D. Gago to meet me in the library for the purpose of having a conversation with Mr. Lonergan without being interrupted by the parties upon the other side ; I don't think

Mr. Gage heard any of the conversation. He brought Lonergan to me and then turned and left us, but I don't know whether Mr. Gage left the room; when I was before the committee I could not remember how the meeting was brought about; I only remembered that I had an interview with Mr. Lonergan, but upon reflection the circumstances have come to my recollection.

C. R. GLEASON,

PAUL SCHUENDEL:

I live in Milwaukee; am acting deputy sheriff of that county; know August Richter, member of Assembly; saw him a week ago to-day, at his house, in Milwaukee; had a conversation with him in regard to the Dells improvement bill; the day before H. L. Palmer and another man, presented to me as Mr. Taylor, mayor of Whippewa Falls, came to my place; we talked of different matters, mostly about our coming city election; while talking I called Mr. Palmer to a private interview in another room; after speaking about the candidate for mayor, as he was leaving, he asked if I would see Richter to-day; I told him I thought not; then he began to tell me about those Dells—a thing I never knew about.

I did not know on what side Mr. Palmer was, but he said I would do him a great favor if I would tell Richter that he would represent the ideas of his Milwaukee constituents if he would follow his (Palmer's) ideas on the subject. We then went into the other room, when I shook hands with Mr. Taylor, and he asked me as they were leaving, not to forget to see Mr. Richter about this matter and that he himself was deeply interested in it. This is all that passed at that interview with reference to this subject. The next morning I went up to see Richter and met him at his house.

I represented to him all that Mr. Palmer had said to me, and then on my own responsibility, I said that this was a private matter not affecting his constituents or the interests of the State; that he would do me a personal favor if he would fall in with the ideas of Mr. Palmer, as I felt under obligations to him; he said he knew that it was a matter of great interest to the parties, as already approaches had been made to him by the other side; he then began to enlighten me on the subject; said that it would make a difference of millions to one place or the other whether the bill was passed or not; then I said these parties must be willing to pay something to carry their point; he then said that already on the other side approaches had been made to him and he had not made up his mind yet, that Mr. Auer had spoken to him.

I naturally thought from what I had seen of elections that money would be spent in this matter; I also inferred it from Mr. Taylor's remark, as I have stated it. After this I met Mr. Palmer at the train and asked if he would authorize me to make Mr. Richter an offer; he said, "not a cent," that it was Mr. Richter's duty to join with his ideas on the subject. I never offered Mr. Richter any money, nor told him I was authorized to offer him any; did not say I would get him \$100, or that I would try to get him \$500, or

any other sum ; did not say I thought the Chippewa Falls interest would give him \$1,000. If Richter or anybody else says so he lies. The interview I have spoken of is all the intercourse I have had with Mr. Palmer or Taylor or Richter about this Dells bill.

PAUL SCHUENGEL.

H. L. PALMER.

A week ago yesterday I was at Mr. Schuengel's place, in Milwaukee, with Mr. Taylor, late Mayor of Chippewa Falls ; after considerable talk between Mr. Schuengel and myself in reference to another subject, I explained to him the effect of the improvement contemplated by the Dells bill upon the interests above Eau Claire as I understand them ; I also informed him that I understood several weeks since that both Richter and Semmann were opposed to the bill, and that within the last week I had understood they were both in favor of the bill.

That we in Milwaukee had no local interest in the measure, that I did not understand why this change had occurred, and that if they could be satisfied it was proper to do so, I should be glad to have their votes against the bill. I asked him whether he was upon good terms, or had influence with Richter. He said, "Yes." I asked him then if he would see Richter. He said he would do so, and thought he could satisfy him he ought to vote against the bill ; said he would see him that afternoon. In some statement I made regarding the effect of the bill, I referred him to Mr. Taylor, as a mill owner on the river, a resident and former mayor of Chippewa Falls. In course of conversation Schuengel intimated that Richter's vote might be had for money. I got that impression from what he said, it may be indirectly.

In reply to that I said we could make no arrangement for anybody's vote for a consideration, that we were not doing that sort of business ; this is about the substance of all that transpired then on that subject ; this conversation was in a side room. Mr. Taylor was also present, and occasionally made a remark ; I had no conversation with him on this subject in a separate room apart from Mr. Taylor ; I think that Taylor assented to my remark to the effect that we were not doing that kind of business, or said the same thing in substance himself ; nothing was said authorizing Schuengel to offer Richter anything for his vote or from which he could imply that he would be protected and backed up in case he did so offer ; I had no intention of leaving any such impression on his mind, and made use of no language to that effect.

The next morning, being Monday, at the depot I met Schuengel again ; I was talking with Mayor Phillips, when Schuengel called me aside, and said he had seen Richter, that he thought his vote might be had against the bill for a money consideration ; he did not put it in exactly that language ; I think he named a sum ; I think the expression he used was that he would vote against the bill for two hundred dollars ; I said, "No, Paul ; we should be

very glad to have Mr. Richter's vote, if we can get it by honorable means, but I can't authorize you to pay any money for it, nor to make any arrangement, directly or indirectly, by which he is to receive a compensation for it; for any service that you may render us in the matter the parties in interest will be willing to give you a reasonable compensation."

Before this, Schuengel had stated that he would come to Madison if we wanted him to if I would let him know, and I had said to him if we wanted him I would telegraph. I repeated to him that it must be distinctly understood we would offer no compensation for any man's vote. To this he said, "all right;" and this ended the conversation; I never had any other conversation with him about this matter. We did not send for Schuengel to come to Madison, and he did not come.

I had an interview with C. M. Hoyt, member of Assembly, on Wednesday morning, the day the vote was taken. About two weeks since I met him in Milwaukee; just before I came away, and he asked me if there was any honorable way by which he could get out of coming back to the legislature (he wished to go south); asked if there was any necessity for his coming back, and added that if there was any particular measure in which I was interested, he would come out and vote upon it; I told him that the only question upon which I was especially interested was the Dells question, in which as he knew I was employed as attorney, and I should be glad to have him here to vote on it.

He asked when I expected it would come up in the House, and I told him I thought about the end of the week; he said, "all right I will be there;" later in the week he came out to Madison; I did not see him, however, till I saw him in his seat Saturday morning; that Saturday he went home on the train; the next week he was back here, and on the morning that this bill was coming up I met him in the lower hall as I was going to breakfast; I simply bowed to him and went on; when I came out from breakfast I met him again, at the hotel.

He said he had come out as he agreed to and was going to stay it through, but said he had come away from home without any money and asked if I could lend him \$25 or \$30. I told him I presumed I could accommodate him. Said he did not want it then, but should in the course of the day. He did not call for it, and I did not lend it to him. Upon the statement he made about his finances, I should have lent him if he had called for it. Nothing was said in that conversation about his vote upon this or any other bill. I saw him again before the session. He said to me then, "I have just received a proposition, (don't know that he said from whom), that for a certain number of votes in favor of the Dells bill, certain parties are willing to pay (I think he said) \$400 for each." I think his concluding expression was, "What do you think of that?"

I said "Charley, I think I wouldn't do it." Question—Was he ever under any masonic promise or obligation to you to vote against

that bill? Ans.—“Never,” Did he ever ask to be released from such a promise? Ans.—“No.” Did you ever use masonry as a means of influence upon this bill? No; and I should regard a man a very poor and unworthy mason who would; I will state further, that I never solicited Hoyt to vote against the bill; I did not offer to loan him \$300 or \$500 or any other sum.

I have never paid any money or other thing, or offered or agreed to pay any money or other thing, to any member of this Legislature in consideration of or with a view to influence his vote on the Dells bill or any other bill; that I have never authorized any other person to pay or offer to pay, or make any arrangement or agreement to pay, any consideration to any member for his vote on this bill or any other; I have no knowledge of any money or other consideration being paid or promised or offered to any member for his vote.

H. L. PALMER.

J. A. TAYLOR:

I reside at Chippewa Falls; have been mayor of that place; I was in Milwaukee a week ago yesterday; was with H. L. Palmer at Schuengel's place; most of the time was spent in conversation between Mr. Palmer and Schuengel about another subject. Finally the Dells question was brought up. Schuengel spoke of Richter as a merchantable man; when I mentioned how quick his vote had been changed, he said “he has been bought,” or words to that effect; it was said they were using money on the other side; Mr. Palmer said we were not in that kind of business.

Nothing was said about buying Richter's vote; no offer was made or authorized by either of us of giving Richter anything for his vote; Schuengel promised to see Richter and use his influence; I have not seen Schuengel at any other time; have made no offers of money or placed money in any one's possession in order to secure a vote or votes; do not know of its being done by any one else on either side.

J. A. TAYLOR.

C. M. HOYT recalled.

Last Wednesday morning, I think, I had an interview with H. L. Palmer, and asked him to lend me 25 or \$30. He said he would in a few minutes. Subsequently, having lost sight of Mr. Palmer, I borrowed \$25 of Mr. Wilson the druggist, and so did not borrow of Palmer; I subsequently borrowed \$50 of Mr. Parsons, I have also collected different sums due me on account.

I was never under any masonic promise or obligation to vote against the bill and did not tell Jefferson so; did not make any appointment to meet Jefferson at the Capitol, though I think he requested to know when he could see me, and I told him I would be at the Capitol. I have never received a dollar from anybody with reference to my vote on the Dells bill.

C. M. HOYT.

AUGUST RICHTER.

I repeat, upon reflection, the statement I formerly made as to my interview with Schuengel, and any statement to the contrary is wholly untrue.

AUGUST RICHTER.

V. KNOLL.

Am member of Assembly from Milwaukee county ; I think I had a conversation, some three weeks ago, with Mr. Watts, in a saloon near the Madison bank, about the Dells bill and other things. He was asking how I stood on the question ; I spoke to him, jokingly, about getting money to pay our board bill after the session was over. Mr. Watts appeared to take it seriously ; there was a good deal of such talk about the saloons.

I have never received or been promised anything for my vote upon this question, and know of no one who has, on either side. I wish to say that before the talk I have described with Mr. Watts, we had both stated how we stood on the question ; I was for the bill, and he was against it. It was also mentioned how I had voted for the bill four years ago.

V. KNOLL.

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On motion of Mr. Hall,  
The Assembly adjourned

TUESDAY, MARCH 14th, 1871.

10 O'CLOCK A. M.

The Assembly met.  
The Speaker in the Chair.  
Prayer by the Rev. Mr. Dodge.

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Mr. Field moved that the State Printer be directed to print double the usual number of the Assembly journal of yesterday, the 18th inst.

Which motion prevailed.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 28, A.,  
Fixing the time for the final adjournment of the legislature,  
Introduced by Mr. R. T. Powell on yesterday,  
Was, on motion of Rood,  
Postponed to Thursday next.

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#### MISCELLANEOUS PROCEEDINGS.

Mr. J. S. White moved that the vote by which  
No. 557, A ,  
A bill to provide for town superintendents of schools,  
Was, on yesterday, indefinitely postponed,  
Be reconsidered,  
Which motion prevailed.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 513, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 13th, 1855.

No. 373, A.,

A bill to amend chapter 25, of the general laws of 1870, entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company.

No 523, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company.

No. 532, A.,

A bill to repeal chapter 32 of the private and local laws of 1859, of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof.

No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee.

No. 595, A.,

A bill to extend the time for the collection of taxes in Iowa county for the year 1870.

No. 366, A.,

A bill to enable the city of Madison in this state to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

No. 627, A.,

A bill to empower the president and trustees of the village of Whitewater, to provide security against losses by fire, and to provide for payment therefor, by a tax upon certain property.

No. 497, A.,

A bill to incorporate the Craig Mining Company.

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac.

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

THOS. SANDERSON,

Chairman.

Said bills were signed by the Speaker.

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The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 447, A.,

A bill to incorporate the German Evangelical Lutheran Kreutz Gemeinde Unaltered Ausburger Confession of the Ninth Ward, city of Milwaukee.

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 359, A.,

A bill to appropriate to Adolph Haster, the sum of money therein named.

No. 449, A.,

A bill to amend chapter 324, general laws of 1864, entitled "an act to aid the Tomah and Lake St. Croix Railroad Company.

No. 476, A.,

A bill to amend section 2, chapter 326, of the private and local laws of 1870, approved March 15th, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago.

No. 488, A.,

A bill to amend chapter 55, general laws of 1870, entitled an act to amend chapter 19 of the revised statutes, entitled of highways and bridges.

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state.

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk and Barron.

No. 239, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

No. 165, A.,

A bill to incorporate the Fox Lake Agricultural Stock and Mechanical Association.

No. 648, A.,

A bill to provide for a set of weights and measures in the several towns in this state.

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company.

No. 392, A.,

A bill to amend chapter 267 of the private and local laws of 1858, entitled an act to incorporate the city of Stevens Point, and to repeal section 2 of chapter 123 of the private and local laws of 1859, entitled an act to amend an act entitled an act to incorporate the city of Stevens Point.

No. 385, A.,

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named.

No. 553, A.,

A bill to repeal chapter 376 of the private and local laws of the year 1867, entitled "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

No. 429, A.,

A bill to provide for the furnishing, by hotel and inn keepers, of a means of escape in case of fire.

No. 561, A.,

A bill to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Avoca in the county of Iowa.

No. 717, A.,

A bill in relation to taxes on certain real estate in Trempealeau county.

No. 607, A.,

A bill to appropriate to Albert A. See a sum of money therein named.

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company.

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 182 of the revised statutes, entitled of issues, mode of trial and judgment in civil cases.

No. 505, A.,

A bill to enable damages in certain cases to be paid by the first ward of the city of Oshkosh.

No. 422, A.,

A bill to remove a toll gate upon the Milwaukee and Waukesha plank road.

No. 572, A.,

A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company.

No. 569, A.,

A bill relating to the disposition of a portion of the drainage fund in Monroe county.

No. 504, A.,

A bill for the relief of school district No. 6 in the town of Roxberry, Dane county.

THOMAS SANDERSON,

*Chairman.*

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The committee on Mining and Smelting, to whom was referred No. 278, S.,

A bill to incorporate the Pochequette Mining Company,  
Respectfully report the same back and recommend its passage.

JOSEPH HARRIS,

*Chairman.*

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The committee on Incorporations, to whom was referred

No. 288, S.,

A bill to incorporate the Kenosha Manufacturing Company,

Have had the same under consideration and respectfully return the same without amendment, and recommend that it be concurred in.

J. A. BAKER,

*Chairman.*

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The committee on Roads, Bridges and Ferries to whom were referred

No. 258, S.,

A bill to appoint commissioners to lay out a road between Door and Kewannee counties, and to repeal chapter 83 of the private and local laws of 1871.

No. 275, S.,

A bill to establish a ferry across Lake Pepin,

Recommend their passage.

D. COOPER AYRES,

*Chairman.*

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The committee on Engrossed Bills respectfully report that they have examined the following bill and find it correctly engrossed :

No. 749, A.,

A bill to amend an act, entitled an act to amend and consolidate an act to incorporate the city of Racine, approved August 8, 1848, and the several amendatory acts thereof, approved March 22, 1866, and the several acts amendatory thereof, and to extend the corporate limits of said city of Racine.

No 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled "an act to codify the laws of this state relating to common schools."

No. 672, A.,

A bill to incorporate the Prescott River Falls and Northern Railroad Company,

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same.

No. 660, A.

A bill to incorporate the Wisconsin State Dental Society.

No. 742, A.,

A bill to incorporate a horse railway company in the city of Racine.

No. 261, A.,

A bill to incorporate the Wood County Improvement and Construction Company.

A. ROOD,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The special committee to whom was referred

No. 677, A.,

A bill to incorporate the Wisconsin Central Insurance Company.

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with amendments, and that their passage is recommended when so amended

H. H. PETERSON,  
*Chairman.*

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The La Crosse County delegation to whom was referred,

No. 155, S.,

A bill to repeal chapter 237 of the private and local laws of 1868, entitled an act to incorporate the village of North La Crosse, La Crosse county, Wisconsin, and the various acts amendatory thereof, and to create the fifth ward of the city of La Crosse,

Have had the same under consideration and respectfully report the same back with the recommendation that it be concurred in.

P. G. MOULTON,  
G. O. HIXON.

## EXECUTIVE MESSAGE.

## STATE OF WISCONSIN,

## EXECUTIVE DEPARTMENT,

Madison, March 14, 1871.

*To the Honorable the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive approval and have been deposited in the office of the Secretary of state.

No. 233, A.,

An act to authorize the city of Madison to aid in the construction of the Madison and Portage Railroad, prescribing the mode and restricting the amount thereof, and directing the levy of a tax therefor.

No. 570, A.,

An act to amend section 2, of chapter 39, of the private and local laws of 1866, entitled an act to change the time of holding the circuit court in the 10th judicial circuit, approved Feb. 28. 1866.

No. 169, A.,

An act to protect and encourage the raising of sheep and discourage the raising of dogs.

No. 371, A.,

An act to authorize the superintendent of public instruction to apportion school moneys to the town of Eagle, Waukesha county.

No. 351, A.,

An act to provide for the laying out of a state road from the town of Marinette, in the county of Oconto, to Big Snamico, in the county of Brown.

No. 236, A.,

An act to incorporate the Bayfield Gas Light Company.

No. 544, A.,

An act to authorize the city and town of Hudson to issue bonds,

No. 431, A.,

An act to legalize the returns of the Adams County and the Richland County Agricultural Societies.

No. 328, A.,

An act to authorize the Superintendent of Public Instruction to apportion school moneys to school district No. 7, in the town of Holland, county of Sheboygan.

No. 508, A.,

An act to change the name of Charles Ransier to James Patterson.

No. 397, A.,

An act to authorize school district No. 8, town of Platteville, county of Grant, to obtain a portion of the school fund for 1870.

No. 575, A.,

An act to amend section 20 of chapter 99, of the revised statutes entitled of the administration and distribution of the estates of intestates.

No. 535, A.,

An act to authorize the trustees of the Hospital for the Insane to convey the right of way to the Baraboo Air Line Railroad.

No. 542, A.,

An act to change the name of Franklin Eunson, to Franklin Montague Allen.

No. 579, A.,

An act to enable a foreign guardian of the estate of an insane person, to sue in the State of Wisconsin.

No. 350, A.,

An act to lay out a state road from Humbird, Clark county, to intersect the state road from Alma, in Jackson county, to Coral City, in Trempealeau county, at the most practicable point in Jackson county.

No. 353, A.,

An act to authorize joint school district number one, in the towns of Blooming Grove and Burke, to obtain a portion of the school fund of 1870.

No. 303, A.,

An act to extend the limits of the village of West Depere.

Not approved, allowed to become a law by length of time.

No. 131, A.,

An act to amend chapter 337 of the private and local laws of 1869, entitled "an act to revise and consolidate the charter of the village of Oconomowoc."

No. 390, A.,

An act to legalize the proceedings of the county board of supervisors of Dane county in fixing the salaries of county officers.

No. 177, A.,

An act to amend an act entitled an act to incorporate the Fire Department of the city of Janesville, approved March 5, 1857.

No. 573, A.

An act to legalize the filing of the official oath and bond of B. Ringle, county judge of Marathon county.

No. 507, A.,

An act to establish lumber district No. 10, in the State of Wisconsin.

No. 624, A.,

An act to legalize a public highway on town line between the city of Milwaukee and town of Wauwatosa, in Milwaukee county.

No. 182, A.,

An act to authorize school districts Nos. 1 and 3 of the town of Rau Plaine, Portage county, to participate in the apportionment of the income of the school fund for 1871.

No. 337, A.,

An act to extend the time in which the commissioners of public works, in the city of Milwaukee may make return of their assessment of damages and benefits in laying out and extending Doty street, in the First Ward, and Sycamore street, in the Fourth Ward, of said

city, the payment of damages for such extension, and the levy of such taxes as are authorized by law for these purposes.

No. 453, A.,

An act to legalize the meetings and proceedings of the stockholders and directors of the Bayfield and St. Croix Railway Company.

No. 24, A.,

An act to regulate the sale of patent rights in the State of Wisconsin, and prevent frauds connected therewith.

No. 440, A.,

An act to amend section 1 of chapter 34, of the general laws of 1870, entitled an act to amend section 18 of chapter 120 of the revised statutes, in relation to claims against railroad companies.

No. 343, A.,

An act to incorporate the Two Rivers Manufacturing Company.

No. 330, A.,

An act to authorize the city of Oconto to build and maintain a certain road, and to issue bonds for that purpose.

No. 322, A.,

An act to authorize J. A. Mitchell and others to construct and maintain a boom and piers on the Chippewa river.

LUCIUS FAIRCHILD.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to present to you for signature,

No. 222, S.,

A bill to change the boundaries of the towns of Farmington, Milford and Watertown, in the county of Jefferson and State of Wisconsin.

Said bill was signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 298, S.,

A bill to incorporate the Eastern La Fayette and Mississippi Railway Company.

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in,

No. 260, S.,

A bill to provide for the payment of the chaplains of the present Legislature.

No. 219, S.,

A bill to authorize the common council of the city of Milwaukee to raise by taxation on the real and personal estate returned in the assessment roll for the year A. D. 1871, the sums hereinafter specified, for the purposes herein mentioned.

No. 28, S.,

A bill to amend chapter 16, of the general laws of 1870, entitled an act to authorize the appointment of phonographic reporters for the circuit court for the counties of Green Lake and Dodge, in the third judicial circuit.

No. 29, S.,

A bill to amend chapter 56, of the general laws of 1869, entitled an act to authorize the appointment of a phonographic reporter in the tenth judicial circuit of the State of Wisconsin.

No. 297, S.,

A bill to authorize the county of La Fayette to issue its bonds and take stock to build, equip and complete a railroad to a certain point within said La Fayette county westwardly from the village of Monroe, in Green county.

No. 120, S.,

A bill to exempt the Northern Wisconsin Mutual Life Insurance Company from the provisions of chapter 59, general laws of 1870, entitled "an act to regulate the business of life insurance."

No. 296, S.,

A bill to set off and organize the town of Hamilton, in the county of La Fayette,

And has concurred with the Assembly in

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest,

And the Senate has indefinitely postponed

No. 606, A.,

A bill to extend the time for the collection of taxes in the town of Menomonee, Dunn county.

**ASSEMBLY BILLS READY FOR A THIRD READING.**

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company,

Was read a third time, and

On motion of Mr. Rood,

The privilege of debate was extended to the term of thirty minutes, during the consideration of said bill.

After some time being spent in the consideration thereof,

On motion of Mr. Field,

The Assembly adjourned to 2 1-2 o'clock P. M.

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2 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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The consideration of

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company,

Was resumed.

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**MESSAGE FROM THE SENATE.**

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

Jt. Res. No. 12, S ,

A joint resolution to amend section 4 of article 7 of the constitution of the state of Wisconsin.

The Senate has concurred with the Assembly in

No. 881, A.,

A bill to authorize Geo. E. More, J. P. More and their associates to erect and maintain booms on the Little Wolf river, in the county of Waupaca,

And has refused to reconsider, and returned

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto.

### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills reported to his excellency, the Governor, the following bills, for his approval :

No 12, A.,

A bill to amend chapter 53 of the private and local laws of 1867, entitled an act to incorporate the Hazel Green Mining Company.

No. 612, A.,

A bill to vacate the village plat of the village of DeSoto, in St. Croix county, Wis.

No. 108, A.,

A bill to amend section 20 of chapter 183 of the revised statutes, entitled of costs and fees.

No 410, A.,

A bill to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

No. 650, A.,

A bill to change the name of Halvor G. Halverson to Halvor G. Stordock.

No. 613, A.,

A bill to vacate a part of the city plat of the city of Hudson, in St. Croix county, Wis.

No. 569, A.,

A bill to incorporate the Sheboygan Gas Light Company.

No. 329, A.,

A bill to authorize joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, county of Dane, to obtain a portion of the school fund of 1870.

No. 302, A.,

A bill to provide for two representatives in the county board of supervisors of Brown county for the borough of Fort Howard.

No. 394, A.,

A bill to incorporate the Stevens Point Driving Park Association

No. 598, A.,

A bill to re-organize the Appleton Cemetery Association.

No. 241, A.,

A bill to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

No. 846, A.,

A bill to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glimmer Mining Company.

No. 689, A.,

A bill to change the name of Sarah Blake to Mianie Fink, and make her heir-at-law of Alphonso Fink and Amanda Fink.

No. 875, A.,

A bill to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 653, A.,

A bill to authorize the supervisors of the county of Trempealeau to levy a tax for the purposes therein named.

No. 492, A.,

A bill to provide for laying out a state road from St. Croix Falls, in Polk county, to Bayfield, in Bayfield county.

No. 884, A.,

A bill to amend chapter 403, of the private and local laws of 1869, entitled an act to incorporate the Ponoka and St. Croix Railroad Company.

No. 518, A.,

A bill to authorize the counties and towns through which the Dunleith, La Crosse and St. Croix River Shore Railroad passes to aid in its construction.

No. 645, A.,

A bill to amend section 2 of chapter 310, of the private and local laws of 1866, entitled an act to permit the towns of Hudson, Warren, Hammond and Springfield, in St. Croix county, to aid to obtain the right of way for the Tomah and Lake St. Croix railroad through said towns.

No. 816, A.,

A bill to amend chapter 370 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 369 of the private and local laws of 1869, amendatory thereof.

No. 318, A.,

A bill to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 189 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

No. 622, A.,

A bill to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 844, A.,

A bill to amend section 3 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 455, A.,

A bill to incorporate the Superior Railway Company.

No. 421, A.,

A bill to authorize William L. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the state of Iowa.

No. 494, A.,

A bill authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mount Pleasant, in the county of Racine, for highway purposes. -

No. 465, A.,

A bill to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 183, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 13, of the revised statutes, entitled of counties and county officers.

No. 451, A.,

A bill to incorporate the First Baptist Church and Society of Osceola Mills, Polk county, Wis.

No. 53, A.,

A bill to authorize county boards of supervisors to appoint land inspectors, and to define their duties and the duties of the clerks of boards of supervisors and assessors.

No. 682, A.,

A bill to amend section 10 of chapter 176, private and local laws of 1860, entitled an act to incorporate the village of Mauston.

No. 550, A.,

A bill to authorize R. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

No. 608, A.,

A bill to authorize the villages of Menasha and Neenah to purchase and maintain a public park.

No. 647, A.,

A bill to authorize Wm. Besser to construct and run a steamboat on Lake La Belle, in the county of Waukesha.

No. 827, A.,

A bill to repeal chapter 178 of the general laws of 1860, and to fix the time of holding circuit court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand juries in said county of Burnett.

No. 556, A.,

A bill to authorize justices of the peace in joint school district No. 4, of the towns of Arlington and Dekorra, in Columbia county, to keep offices therein.

No. 565, A.,

A bill to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1868, amending said chapter 28."

No. 443, A.,

A bill to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county.

No. 516, A.,

A bill to provide for serving notices of trial and filing notes of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

No. 408, A.,

A bill to incorporate the Madison Driving Park Association.

No. 498, A.,

A bill to incorporate the Faulkner-Browning Construction Company.

THOS. SANDERSON,  
*Chairman.*

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After considerable time being spent in the consideration of bill No. 1, A.,

On motion of Mr. Maxon,

The Assembly took a recess to 7 1-2 o'clock.

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7 1-2 O'CLOCK P. M.

The Speaker called the Assembly to order.

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The consideration of

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company,

Was resumed.

After some time spent in the consideration thereof,

Mr. Hall made the following motion :

I move that bill No. 1, A., be recommitted to the committee on Lumbering and Manufactures, with instructions to bring in a substitute providing for the appointment of commissioners to examine the Chippewa river, and report to the next Legislature as to what boorage is necessary thereon, and how the same may be constructed so as not to interfere with the free navigation of said river.

Mr. Rood moved that said motion be laid upon the table.

Mr. Bate moved a call of the House,

Which motion being seconded, and

The roll being called,

The absentees with leave was

Mr. Manson.

The absentees without leave were

Messrs. Ball, Barnard and Semple.

Mr. Bate moved that further proceedings under the call be dispensed with,

Which motion prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Arnold, Ayres, Bailey, Baker, Ball, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chase, Cheney, Coons, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Freeman, Fryer, Hammond, Harris, Heimdahl, Hinkley, Hixon, Holloway, Hoskins, Hoyt, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Keenan, King, Knoll, Kuntz, Lonergan, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Otting, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Samuelson, Sanders, Semmann, Smith, Swain, Torgerson, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—81.

Those voting in the negative were

Messrs. Allen, Barnes, Galagan, Judd, Ockler and Trumer—6.

Those absent or not voting were

Messrs. Atwater, Bacon, Barnard, Bremner, Chambers, Hall, Manson, Merrill, Orton, Rusch, Semple, Thorn and Sherman—13.

Mr. Hall then asked and obtained leave to withdraw his motion

The question then recurring on the passage of the bill,

Said bill was passed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Ball, Bowen, Bremner, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, J. W. Hoyt, Jeffers, Judd, King, Knoll, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Samuelson, Semmann, Sherman,

Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith—49.

Those voting in the negative were

Messrs. Atwater, Ayres, Bacon, Bailey, Baker, Barnes, Bate, Blake, D. W. Briggs, P. R. Briggs, Chambers, Coons, Curtis, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Keenan, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Rankin, Richards, Sanderson, Swain, Thorn, Torgerson, Watts and J. S. White—47.

Those absent or not voting were

Messrs. Barnard, Manson, Orton, and Semple—4.

Mr. Rood then moved that the vote by which the Assembly passed said bill be re-considered,

Also moved that the motion to re-consider be laid upon the table.

Mr. Bate moved a call of the house,

Which motion being seconded, and the roll being called,

The absentee with leave, was Mr. Manson,

The absentee without leave, was Mr. Semple.

Mr. Merrill moved that further proceedings under the call be dispensed with,

Which motion prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Ball, Barnard, Blake, Bowen, Bremner, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, J. W. Hoyt, Jeffers, Judd, King, Knoll, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Oakler, Otting, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Samuelson, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker, Smith—51.

Those voting in the negative were

Messrs. Atwater, Ayres, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, P. R. Briggs, Coons, Curtis, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Keenan, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Rankin, Sanderson, Swain, Thorn, Torgerson, Watts and J. S. White—44.

Those absent or not voting were

Messrs. Chambers, Manson, Orton, Richards and Semple—5.

Mr. Pease moved that the Assembly do now adjourn,

Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Ayres, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, P. R. Briggs, Chambers, Coons, Curtis, Dana, Davis, Field, Freeman, Fryer, Hall, Harris, Heimdal, Hinkley,



Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, Humphrey, Keenan, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Rankin, Richards, Sanderson, Swain, Thorn, Torgerson, Watts and J. S. White—45.

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Ball, Barnard, Blake, Bowen, Bremner, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, Hammond, J. W. Hoyt, Jeffers, Judd, King, Kneall, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Samuelson, Semman, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker Smith—52.

Those absent or not voting were

Messrs. Manson, Orton and Semple—3.

And the motion to lay the motion to re-consider on the table prevailed.

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Ball, Barnard, Blake, Bowen, Bremner, Chase, Cheney, Cousins, Dick, Eastman, Fay, Fitzgerald, Galagan, J. W. Hoyt, Jeffers, Judd, King, Kneall, Kuntz, Lonergan, McCormick, Merriam, Merrill, Meyer, Mihills, Morgan, Moulton, Nichols, Ockler, Otting, Peterson, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Samuelson, Semman, Sherman, Smith, Trumer, Vaughn, Wagner, Weil S. A. White and Mr. Speaker Smith—51.]

Those voting in the negative were

Messrs. Atwater, Ayres, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, P. R. Briggs, Chambers, Coons, Curtis, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdal, Hinkley, Hixon, Holloway, Hoskins, Hoye, C. M. Hoyt, Humphrey, Keenan, Marvin, Maxon, McDill, McDonald, McIntosh, Montgomery, More, Pease, Pengra, Rankin, Richards, Sanderson, Swain, Thorn Torgerson Watts and J. S. White—46.

Those absent or not voting were

Messrs. Manson, Orton and Semple—3.

## REPORTS OF SELECT COMMITTEES.

The Select committee to whom was referred bill

No. 783, A.,

A bill to amend the act to incorporate the Borough of Fort Howard, and the acts amendatory thereto, approved October 13, 1856,

Respectfully report the same back to the House, and recommend its passage.

J. M. CURTIS,  
*Chairman*

On motion of Mr. Curtis,  
The rules were suspended, and  
No. 733, A.,  
Above reported,  
Was read a third time and passed.

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Mr. Rounds moved that the vote by which  
No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of  
1869, entitled an act to amend sections 6, 15 and 29 of chapter 180  
of the general laws of 1868, entitled an act to provide for the as-  
sessment of property for taxation and the levy of taxes thereon,

Was indefinitely postponed.

Be re-considered, and that the consideration of the motion to re-  
consider be postponed to to-morrow.

Which motion to postpone prevailed.

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On motion of Mr. Wagner,  
The Assembly adjourned.

WEDNESDAY, MARCH 15, 1871,

10 O'CLOCK, A. M.

The Assembly met.

The Speaker in the chair.

Prayer by Rev. Mr. Merrill of Walworth county.

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LETTERS, PETITIONS, MEMORIALS, Etc.,

Relating to business now before the Assembly presented and referred

By Mr. Rusch :

Mem. No. 127, A.,

Of the president and trustees of the village of Mayville, and others praying for the passage of the bill amending the charter of said village.

To committee on Incorporations.

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REPORTS OF STANDING COMMITTEES.

The committee on Education, to whom was referred,

No. 172, A.,

A bill to supply school officers with the "Journal of Education,"

Have had the same under consideration, report the same back with an amendment and recommend its passage when so amended.

C. C. KUNTZ,

*Chairman.*

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The Milwaukee County Delegation, to whom was referred the following bills, have had the same under consideration, and have instructed me to report the same back with the following recommendations :

No. 435, A.,

A bill to enable the city of Milwaukee to construct water works and to carry on and manage the same,

With amendments, and recommend its passage when so amended.

No. 474, A.,

A bill to authorize the appropriation of money in the city of Milwaukee for the purpose of improving certain grounds for the use of the State Agricultural Society,

With amendment, and recommend its passage when so amended.

D. H. RICHARDS,

*Chairman.*

On motion of Mr. Richards,

The rules were suspended.

The amendments reported to

Nos. 435 and 474, A.,

Above reported,

Were concurred in, and

Said bills were severally read a third time and passed.

The title to

No. 474, A.,

Was amended by striking out the word "city" and inserting in lieu thereof the word "county."

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate requests the return to the Senate for further consideration

No. 566, A.,

A bill to provide for government of the Wisconsin State Hospital for the insane.

Said bill was ordered to be so returned.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to present to you for signature,

No. 237, S.,

A bill to amend section 8 of chapter 551 of the private and local laws of 1866, entitled an act to organize a union school district in the village and town of Monroe, in the county of Green.

Said bill was signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended,

No. 566, A.,

A bill to provide for the government of the Wisconsin State hospital for the insane.

## SENATE MESSAGE CONSIDERED.

The Senate amendment to

No. 566, A.,

Was concurred in.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in the Assembly amendments to

No. 218, S.,

A bill to incorporate the Watertown and Lake Superior Railroad Company.

No. 153, S.,

A bill to incorporate the village of Durand, Pepin county, Wisconsin.

No. 285, S.,

A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh.

No. 201, S.,

A bill to amend chapter 102, general laws 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of the State of Wisconsin.

No. 106, S.,

A bill to amend section 75 of the general laws of 1863, relating to common schools, and to provide for the collection of taxes in certain cases.

## SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto,

Received from the Senate with amendments, was,

On motion of Mr. Hall,

Recommitted to committee on Judiciary.

The following Senate bills were severally read a first and second times and referred :

No. 260, S.,

A bill to provide for the payment of the chaplains of the present Legislature,

To committee on Claims.

No. 219, S.,

A bill to authorize the common council of the city of Milwaukee to raise by taxation on the real and personal estate returned in the assessment roll for the year A. D. 1871, the sums hereinafter specified, for the purposes herein mentioned.

To Milwaukee City Delegation.

No. 28, S.,

A bill to amend chapter 16, of the general laws of 1870, entitled an act to authorize the appointment of phonographic reporters for the circuit court for the counties of Green Lake and Dodge, in the third judicial circuit.

To committee on Judiciary.

No. 29, S.,

A bill to amend chapter 56, of the general laws of 1869, entitled an act to authorize the appointment of a phonographic reporter in the tenth judicial circuit of the state of Wisconsin.

To committee on Judiciary.

No. 297, S.,

A bill to authorize the county of La Fayette to issue its bonds and take stock to build, equip and complete a railroad to a certain point within said La Fayette county westwardly from the village of Monroe, in Green county.

To committee on Railroads.

No. 120, S.,

A bill to exempt the Northern Wisconsin Mutual Life Insurance Company from the provisions of chapter 59, general laws of 1870, entitled an act to regulate the business of life insurance,

To Select committee on Insurance.

No. 296, S.,

A bill to set off and organize the town of Hamilton, in the county of La Fayette.

To La Fayette County Delegation.

No. 298, S.,

A bill to incorporate the Eastern, La Fayette and Mississippi Railway Company.

To committee on Railroads.

No. 246, S,

A bill to appropriate to John Boyd the sum of money therein named.

To the General File.

Jt. Res. No. 12. S.,

Joint resolution to amend section 4 of article 7 of the constitution of the state of Wisconsin.

To committee on Judiciary.

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### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's Compilation of the General Laws of this State, for the use of the State,

Was read a third time and passed,

By the following vote :

Those voting in the affirmative were :

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Ball, Barnes, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Cheney, Curtis, Dana, Davis, Dick, Fay, Field, Fitzgerald, Freeman, Fryer, Hall, Harris, Heimdal, Hixon, Holloway, O. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Marvin, McDill, Merriam, Merrill, Meyer, Montgomery, More, Moulton, Nichols, Ockler, Otting, Orton, R. T. Powell, Rhodes, Richards, Richter, Rounds, Rusch, Samuelson, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts and Mr. Speaker, Smith—70.

Those voting in the negative were

Messrs. Barnard, Coons, Eastman, Galagan, Hoskins, Mazon, McDonald, McIntosh, Pease, Pengra, J. S. White, and S. A. White—12.

Those absent or not voting were

Messrs. Anderson, Bate, Chase, Cousins, Hammond, Hinkley, Heye, Manson, McCormick, Mihills, Morgan, Peterson, O. S. Powell, Rankin, Rood, Semple, Thorn and Weil—18.

No. 273, A.,

A bill to amend chapter 386 of the general laws of 1862, entitled an act to amend chapter 85 of the revised statutes, entitled of excise,

Was read a third time and lost,

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Atwater, Ayers, Bacon, Bailey, Baker, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cheney, Curtis, Dana, Davis, Fay, Field, Hall, Hixon, Holloway, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Marvin, McDill, Merriam, Mar-

rill, Morgan, More, Moulton, Nichols, Pease, Pengra, R. T. Powell, Rounds, Sanderson, Sherman, Swain, Vaughn and Mr. Speaker Smith—42.

Those voting in the negative were :

Messrs. Anderson, Ball, Barnard, Barnes, Bate, Bremner, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Hammond, Harris, Heimdal, Hinkley, Hoakins, O. M. Hoyt, Keenan, Kunta, Lonergan, Maxon, McDonald, McIntosh, Meyer, Montgomery, Oakler, Ostling, Orton, Rankin, Rhodes, Richards, Richter, Busch, Samuelson, Semmann, Smith, Torgerson, Trumer, Wagner, Weil, J. S. White and S. A. White—44.

Those absent or not voting, were :

Messrs. Allen, Chase, Cousins, Hoyer, Knell, Manson, McCormick, Mihills, Peterson, O. S. Powell, Rood, Semple, Thorn and Watts—14.

No. 360, A.,

A bill to repeal chapter 83 of the general laws of 1870, entitled to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery.

No. 261, A.,

A bill to incorporate the Wood County Improvement and Construction Company.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville.

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting; also to add new territory to said district.

No. 522, A.,

A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company.

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled "an act to codify the laws of this state relating to common schools,"

Was read a third time, and

On motion of Mr. Field,

Recommitted to the committee on Education, with instructions to report said bill in conformity with joint rule No. 12.

No. 672, A.,

A bill to incorporate the Prescott River Falls and Northern Railroad Company.

Was read a third time and passed.

No. 557, A.,

A bill to provide for town superintendents of schools,



Which was on yesterday indefinitely postponed, and the vote thereon reconsidered,

The question being on the indefinite postponement thereof,

The Assembly refused to indefinitely postpone said bill,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Ball, Bremner, Chambers, Coons, Davis, Eastman, Field, Fitzgerald, Fryer, Hammond, Harris, Heimdal, Holloway, Hoskins, Jeffers, Keenan, Knoll, McDonald, Merriam, Merrill, Meyer, Nichols, Peterson, O. S. Powell, Rhodes, Rood, Samuelson, Smith, Torgerson and J. S. White—33.

Those voting in the negative were

Messrs. Bacon, Bailey, Baker, Barnes, Bowen, D. W. Briggs, P. R. Briggs, Dana, Dick, Fay, Hixon, J. W. Hoyt, Humphrey, Judd, King, Kuntz, Lonergan, Maxon, Mibills, Montgomery, Morgan, More, Moulton, Oetling, Orton, Pease, Pengra, Sanderson, Trumer, Wagner, Weil, S. A. White and Mr. Speaker Smith.—33.

Those absent or not voting were

Messrs. Anderson, Ayres, Barnard, Bate, Blake, Chase, Cheney, Cousins, Curtis, Freeman, Galagan, Hall, Hinkley, Hoyer, C. M. Hoyt, Manson, Marvin, McCormick, McDill, McIntosh, Oekler, R. T. Powell, Rankin, Richards, Richter, Rounds, Rusch, Semmann, Semple, Sherman, Swain, Thorn, Vaughn and Watts—34.

And the question then being on its passage,

The Assembly refused to pass said bill,

By the following vote :

Those voting in the affirmative were

Messrs. Bacon, Bailey, Baker, Barnes, Bowen, D. W. Briggs, Fay, Hixon, Humphrey, Judd, King, Kuntz, Lonergan, Maxon, McDill, Mibills, Montgomery, Morgan, More, Moulton, Oetling, Orton, Pease, Pengra, Sanderson, Semmann, Swain, Trumer, Wagner, Weil, S. A. White and Mr. Speaker Smith—32

Those voting in the negative were

Messrs. Allen, Anderson, Arnold, Atwater, Ball, Bremner, Chambers, Chase, Coons, Dana, Davis, Eastman, Field, Fitzgerald, Fryer, Hammond, Harris, Heimdal, Holloway, Hoskins, Jeffers, Keenan, Knoll, Marvin, McDonald, Merriam, Merrill, Nichols, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Samuelson, Sherman, Smith, Torgerson and J. S. White—38.

Those absent or not voting were

Messrs. Ayres, Barnard, Bate, Blake, P. R. Briggs, Cheney, Cousins, Curtis, Dick, Freeman, Galagan, Hall, Hinkley, Hoyer, C. M. Hoyt, J. W. Hoyt, Manson, McCormick, McIntosh, Meyer, Oekler, Peterson, Rankin, Richards, Rounds, Rusch, Semple, Thorn, Vaughn Watts—30.

No. 633, A.,

A bill to amend chapter 437, local laws of 1868, entitled an act relating to the city of Portage.

No. 619, A.,

A bill relating to the individual liability of the stockholders in the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

No. 636, A.,

A bill to abolish Probate fees in Outagamie county.

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same.

No. 660, A.

A bill to incorporate the Wisconsin State Dental Society.

Were severally read a third time and passed.

No. 688, A.,

A bill to provide compensation for opening the present session and for indexing and completing the transcribing of the journals of the Senate and Assembly.

Was read a third time and passed

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Barnes, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cousins, Dana, Davis, Kastman, Field, Fitzgerald, Fryer, Hammond, Harris, Heimdal, Hixon, Holloway, Hoskins, C. M. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Kuntz, Maxon, McDill, Merrill, Meyer, Montgomery, Morgan, More, Moulton, Otling, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rounds, Samuelson, Sanderson, Semmann, Sherman, Smith, Trumer, Wagner, J. S. White, S. A. White and Mr. Speaker Smith—61.

None voting in the negative.

Those absent or not voting were

Messrs. Anderson, Baker, Ball, Barnard, Bate, Bremner, Chase, Cheney, Coons, Curtis, Dick, Fay, Freeman, Galagan, Hall, Hinkley, Hoyer, J. W. Hoyt, Knell, Lonergan, Manson, Marvin, McCormick, McDonald, McIntosh, Merriam, Mihills, Nichols, Ockler, Peterson, Rood, Rusch Sample, Swain, Thoru, Torgerson, Vaughn, Watts and Weil—39.

## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 483, A.,

A bill to authorize the Wisconsin Northern railroad company to receive subscriptions of stock from towns, cities and villages on the line of said road.

No. 485, A.,

A bill to incorporate the Sparta and Neillsville Railroad Company.

M. O. No. 12, A.,

Memorial for aid to the Milwaukee and Northern Railway.

No. 500, A.,

A bill to incorporate the Wisconsin State Line Railroad Company.

No. 896, A.

A bill to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

No. 249, A.,

A bill to revise and consolidate an act, entitled an act to incorporate the Wisconsin Valley Railroad Company, approved October 13th, 1856, and the various acts amendatory thereto.

No. 171, A.,

A bill for the preservation of fish in Lake Winnebago and Fox river.

No. 448, A.

A bill to incorporate the German-English School Association of Racine.

No. 168, A.,

A bill for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town.

No. 296, A.,

A bill to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest.

No. 381, A.,

A bill to authorize Geo. E. More, J. P. More and their associates to erect and maintain booms on the Little Wolf river, in the county of Waupaca.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed :

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay and the several acts amendatory thereto.

No. 576, A.,  
A bill to authorize the Fort Winnebago and Duck Creek Plank-  
road Company to substitute gravel and clay in place of plank, on  
that portion of their road lying in the town of Pacific, Columbia  
county, Wisconsin.

A. ROOD,  
*Chairman.*

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### REPORTS OF SELECT COMMITTEES.

The special committee on Insurance, to whom was referred  
No. 185, S.,  
A bill to incorporate the Wisconsin Hail Insurance Company.  
Have had the same under consideration and have instructed me  
to report the same back without recommendation.

WILLARD MERRILL,  
*Chairman.*

On motion of Mr. Richter,  
Said bill,  
No. 185, S.,  
Was recommitted to committee on Incorporations.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks  
the concurrence of the Assembly in

No. 245, S.,

A bill to amend chapter 254 of the private and local laws of 1868,  
entitled an act to consolidate and amend the act to incorporate the  
city of Sheboygan, and the several acts amendatory thereof, and to  
repeal chapter 94 of the private and local laws of 1856, entitled an  
act to establish a code of procedure for the police court of the city  
of Sheboygan, approved March 5, 1856, and the several acts amend-  
atory thereof,

And has concurred in

No. 614, A.,

A bill to incorporate the village of Dartford,  
And has amended, and concurred in as amended.

No. 434, A.

A bill in relation to the board of public works in the city of Mil-  
waukee.

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and levy a tax and issue town orders therefor.

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### BILLS REPORTED BY COMMITTEE OF THE WHOLE.

The substitute reported by the select committee to

No. 91, A.,

A bill relating to the attendance of children in the schools,

Was adopted, and

On motion of Mr. S. A. White,

Said bill was indefinitely postponed.

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### MISCELLANEOUS PROCEEDINGS.

No. 679, A.,

A bill to alter the boundaries of school district No. 4 in the town of Beloit, joint school district No. 1, in the towns of Beloit and Turtle, and the Beloit school district,

Was on motion of Mr. Hammond, taken from the General File, and

The rules being suspended,

Was indefinitely postponed.

The motion to reconsider the vote by which

No. 609, A.

A bill to amend section 4, of chapter 175, of the general laws of 1869, entitled an act to amend sections 6, 15 and 29, of chapter 180, of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

Was indefinitely postponed.

Made on yesterday by Mr. Rounds,

Prevailed, and

On motion of Mr. Rounds,

Said bill was recommitted to a select committee of three—Messrs. Rounds, Chambers and S. A. White.

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### LEAVE OF ABSENCE

Was granted

To Mr. Cheney indefinitely.

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On motion of Mr. Nichols,

The Assembly adjourned to 7 1-2 o'clock P. M.

7 1-2 o'clock, P. M.

The Speaker called the Assembly to order.

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### REPORTS OF STANDING COMMITTEES.

The committee on Federal Relations, to whom was referred  
No. 220, S.,

A bill giving the consent of the Legislature of the State of Wisconsin to the purchase by the United States, of lands within this State, for public purposes.

Have had the same under consideration, and report the same back with an amendment, and recommend that the same do pass when so amended.

HENRY COUSINS,  
*Chairman.*

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The committee on State Affairs to whom was referred  
No. 244, S.,

A bill to regulate the use of kerosene and other illuminating oils and illuminating materials in hotels and public buildings,

Have had the same under consideration and report the same back to the Assembly with the recommendation that it be indefinitely postponed.

W. W. FIELD,  
*Chairman.*

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The committee on Militia, to whom was referred,  
No. 80, S.,

A bill to amend section 17, chapter 242, general laws 1868, entitled an act to provide for the enrollment of persons liable to perform military duty, and the organization of the state militia for active service, and the different acts amendatory thereof,

Have had the same under consideration and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

P. G. MOULTON,  
*Chairman.*

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The committee on Federal Relations to whom was referred,  
M. C., No. 13, A.,

A memorial to Congress to remove the duties now imposed upon  
the importation of tea and coffee,

Have had the same under consideration and report the same back  
with a recommendation that the same do pass.

HENRY COUSINS,  
*Chairman.*

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The committee on Town and County Organization, to whom was  
referred

No. 488, A.,

A bill to organize the county of Pine,

Have had the same under consideration, respectfully report the  
same back to the house without recommendation.

THOS. H. MODILL,  
*Chairman.*

---

The special committee to whom was referred  
No. 296, S.,

A bill to set off and organize the town of Hamilton, in the  
county of La Fayette.

Have had the same under consideration, and report said bill with  
amendments, and recommend its passage when so amended.

P. GALAGAN,

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The Milwaukee County Delegation, to whom was referred the fol-  
lowing bills have had the same under consideration, and have in-  
structed me to report the same back with the following recommen-  
dations:

No. 684, A.,

A bill to repeal chapter 311, private and local laws of 1862, en-  
titled an act to fix the salary of the clerk of the circuit and county  
courts of the county of Milwaukee,

With a substitute, and recommend the passage of said substitute.  
Messrs Hoyt, Freeman and Hoyer dissenting.

No. 425, A.,

A bill to amend an act entitled an act to consolidate and amend  
the act to incorporate the city of Milwaukee, and the several acts  
amendatory thereof, approved February 20, 1852.

With a substitute, and recommend the passage of said substitute.

D. H. RICHARDS,  
*Chairman.*

On motion of Mr. Richards,  
The rules were suspended,

The substitutes to  
Nos. 425 and 684, A.,  
Above reported,  
Were severally adopted, and  
Said bills were severally read a third time and passed.

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The committee on Judiciary to whom was referred the following bills, have had the same under consideration, and have instructed me to report them back as follows :

No. 28, S.,

A bill to amend chapter 16, of the general laws of 1870, entitled an act to authorize the appointment of phonographic reporters for the circuit court for the counties of Green Lake and Dodge, in the third judicial circuit.

No. 29, S.,

A bill to amend chapter 56, of the general laws of 1869, entitled an act to authorize the appointment of a phonographic reporter in the tenth judicial circuit of the State of Wisconsin.

No. 241, S.,

A bill to amend section 19 of chapter 120 of revised statutes, entitled of courts held by justices of the peace.

No. 216, S.,

A bill relating to the settlement of estates of deceased persons, and amendatory of section 9, chapter 98 of the revised statutes.

Without amendments, with the recommendation that said Senate bills be concurred in.

No. 254, S.,

A bill to amend section 2, of chapter 279, of general laws of 1865, entitled an act to legalize the proceedings of certain town meetings held in the several towns of St. Croix county,

No. 697, A.,

A bill to authorize the board of supervisors of Rock county to appoint a jailor, define his powers, prescribe his duties, and to relieve the sheriff of Rock county of certain duties,

No. 720, A.,

A bill to protect hotel keepers against fraud.

Report said bills back without any recommendation.

No. 119, S.,

A bill relating to the fees of deputy clerks of circuit courts, and amendatory of section 1 of chapter 98 of the general laws of 1867, entitled an act to provide for the compensation of deputy clerks of the circuit courts in the respective counties of this State,

With amendment with the recommendation it be concurred in when so amended.

No. 199, S.,

A bill to amend chapter 241 of the private and local laws of 1866, entitled an act to fix the time for holding the circuit courts in Waukesha county,



With the recommendation that said bill be referred to the delegation representing the second judicial circuit.

No. 567, A.,

A bill to amend an act entitled an "act to amend chapter 120 of the revised statutes, entitled "of notaries public," passed April 10th, 1867,

Reported back by substitute, passage of substitute recommended.

No. 691, A.,

A bill to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon,

With the recommendation that it be referred to the committee on Assessment and Collection of Taxes.

No. 174, S.,

A bill to fix the time of holding the terms of the circuit court in the 4th judicial circuit,

With the recommendation it be referred to the delegation representing the fourth judicial circuit.

No. 696, A.,

A bill to provide for the advertising and sale of lands for unpaid taxes in the county of Adams,

Without amendment, with the recommendation it do pass.

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the state applicable thereto,

With the recommendation the Senate amendments be concurred in.

No. 94, S.,

A bill to provide for the appointment of phonographic reporters for the circuit courts of certain counties in the State of Wisconsin.

No. 143, S.,

A bill to amend section 6, chapter 43 of the revised statutes, entitled "of strays and lost money and goods."

No. 274, S.,

A bill to authorize the common council of the city of Prescott to aid in the construction of a hotel in said city.

No. 67, A.,

A bill to provide for the appointment of chaplains, one for the Senate and one for the Assembly, at each annual session of the legislature, and to fix their compensation per session.

No. 77, A.,

A bill for the more effectual protection of fruit growers against trespassers.

No. 238, A.,

A bill to authorize the increase of salaries of district attorneys now in office.

No. 286, A.,

A bill to regulate the letting of contracts by boards of county supervisors.

No. 454, A.,

A bill to amend section 12, chapter 153 of the revised statutes entitled "of liens of mechanics and others."

No. 533, A.,

A bill fixing the fees of registers of deeds for recording certificates of marriage.

No. 538, A.,

A bill relating to actions to quiet titles.

No. 596, A.,

A bill to protect manufacturers and dealers in monumental marble, grave and head-stones, and to provide for a lien upon their work, and for the collection of their claims for work, labor and materials furnished in putting up the same.

No. 656, A.,

A bill to amend section 2 of chapter 53 of the general laws of 1869, entitled an act concerning proceedings by garnishment.

No. 958, A.,

A bill to amend section 8 of chapter 124 of the revised statutes, entitled of the manner of commencing civil actions,

With the recommendation that the further consideration of said bill be indefinitely postponed.

Also,

Jt. Res. No 12, S.,

Joint resolution to amend section 4 of article 7 of the constitution of the state of Wisconsin,

With the recommendation that said resolution be concurred in.

Also,

Mem. No. 108, A.,

A petition of W. P. Elliott and forty other marble dealers and manufacturers, asking for some law for their protection,

With the recommendation that the further consideration of the subject be indefinitely postponed.

D. HALL,

*Chairman.*

On motion of Mr. Fay,

The rules were suspended on No. 254, S., above reported, and Mr. Fay offered the following amendment thereto.

Amend section 1 by striking out the words "and directed" where they occur in the fifth line of the printed bill and inserting in lieu thereof the words "in their discretion."

Amend by adding to section one:

"And the said board of supervisors are in like manner authorized to issue in exchange for the shares at par value of the capital stock of the Northern Wisconsin Railway Company, or such other company as may succeed to their franchises and rights in the land grant of the St. Croix and Lake Superior Railroad Company, granted for the purpose of aiding in the construction of a railroad from the St. Croix river or lake between townships 25 and 31, to the west end of Lake Superior and to Bayfield, twenty-

five thousand dollars of bonds in pursuance of said acts; provide however, that such bonds shall not be delivered until said railroad is completed and in operation from the village of Richmond, in said county, to the city of Hudson."

Which amendments were adopted, and

Said bill was read a third time and concurred in, and the title thereto amended by adding the words,

"And to require the West Wisconsin Railroad Company to complete its road to Lake St. Croix by a certain time."

On motion of Mr. Orton,

The rules were suspended, and

Nos. 28 and 29, S.,

Above reported,

Were severally read a third time and concurred in.

No. 199, S.,

Was referred as recommended.

No. 691, A.,

Was referred as recommended.

No. 174, S.,

Was referred as recommended.

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#### REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred

No. 609, A.,

A bill to amend section 4, of chapter 175, of the general laws of 1869, entitled an act to amend sections 6, 15 and 29, of chapter 180, of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

Have had the same under consideration, and respectfully report the same back with amendment, and recommend its passage when amended.

GEO. H. CHAMBERS,  
W. P. ROUNDS,  
E. A. WHITE.

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The committee, consisting of the Delegate representing Fort Howard, to whom was referred.

No. 404, A.,

A bill to repeal chapter 489 of the private and local laws of 1870, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled an act to incorporate the borough of Fort Howard, and acts amendatory thereto, approved March 13, 1856,

Would recommend its passage.

D. C. AYRES.

The Milwaukee County Delegation, to whom was referred the following bills, have had the same under consideration and instructed me to report the same back with recommendations as follows :

No. 219, S.,

A bill to authorize the common council of the city of Milwaukee to raise by taxation on the real and personal estate returned in the assessment roll for the year A. D., 1871, the sums hereinafter specified, for the purposes therein mentioned,

With amendments, and recommend that it be concurred in when so amended.

No. 666, A.,

A bill to amend section 2 of chapter 115, general laws of 1869, entitled an act in relation to the courts of the county of Milwaukee, With amendment, and recommend its passage when so amended.

Messrs. Keenan, Freeman, Semman and Knell dissenting.

D. H. RICHARDS,

*Chairman.*

On motion of Mr. Richter,

The rules were suspended,

The amendments reported to

No. 219, S.,

Were adopted,

And said bill was read a third time and concurred in.

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The select committee to whom was referred

No. 740, A.,

A bill to provide for a state road from Green Bay to Ahnapee and for a grant of drainage lands to aid in its construction,

Have had the same under consideration, and respectfully report the same back to the house without amendment, and recommend that it do pass.

J. S. CURTIS,

*Chairman.*

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The select committee to whom was referred

No. 734, A.,

A bill to incorporate the Fort Howard and Shawano Turnpike Company,

Respectfully report the same back to the Assembly, and recommend its passage.

J. S. CURTIS,

*Chairman.*

## MISCELLANEOUS PROCEEDINGS.

On motion of Mr. Curtis,

The rules were suspended and

No. 404, A.,

A bill to repeal chapter 489 of the private and local laws of 1870, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled act to incorporate the Borough of Fort Howard and acts amendatory thereto, approved March 13, 1856.

No. 734, A.,

A bill to incorporate the Fort Howard and Shawano Turnpike Company.

No. 740, A.,

A bill to provide for a state road from Green Bay to Ahnapee and for a grant of drainage lands to aid in its construction,

Were severally read a third time and passed.

On motion of Mr. Wagner,

The rules were suspended, and

The amendments reported to

No. 178, S.,

A bill to authorize certain towns, cities and villages therein named to aid the Milwaukee and Northwestern Railroad Company,

Were concurred in, and

Said bill was read a third time and concurred in.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature,

No. 233, S.,

A bill to legalize a state road from section 16, township 19, range 11 west, to section 10 in the same town and range, in Buffalo county.

No. 259, S.,

A bill to incorporate the village of Hartford, in the county of Washington.

No. 201, S.,

A bill to amend chapter 102, general laws of 1870, entitled an act to authorize the secretary of state to purchase an index to the laws of the State of Wisconsin.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1867, entitled an act to incorporate the city of Green Bay, and the several acts amendatory thereto.

And present you for signature,

No. 168, S.,

A bill to amend section 1 of chapter 348 of the private and local laws of 1857, entitled an act to incorporate the Fond du Lac and Waukesha Railroad Company, and to repeal section 10 of said chapter.

No. 235, S.,

A bill to amend section 2, chapter 144, general laws of 1870, entitled an act to amend section 4, chapter 130, general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 228, S.,

A bill to authorize the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in the county of Sheboygan, in a newspaper printed in the German language in that county.

No. 183, S.,

A bill to repeal section 2 and amend section 3, chapter 360, private and local laws of 1870, entitled an act to provide for the disposal and expenditure of the drainage fund arising from certain sections therein named, in Kewaunee county.

No. 156, S.,

A bill for the relief of the Fond du Lac county agricultural and mechanical society.

No. 127, S.,

A bill to regulate the keeping of slaughter houses in this state.

No. 223, S.

A bill to authorize certain towns in the county of La Fayette to aid in the construction of a railroad from the village of Monroe, in Green county, westwardly through La Fayette county to the Mississippi river.

No. 256, S.,

A bill to appropriate to La Fayette Kellogg the sum of \$125.00.

No. 218, S.,

A bill to amend section 1, chapter 93, general laws 1866, which is an act to provide remedies in addition to the remedies provided by sections 100 and 101 of chapter 18 of the revised statutes, for the collection of delinquent personal taxes.

No. 261, S.,

A bill in regard to tax titles in the city of Milwaukee,

No. 92, S.,

A bill to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereof.

Said bills were signed by the Speaker.

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### SENATE MESSAGE CONSIDERED.

On motion of Mr. Field,

The Senate amendments to

No. 678, A.,

A bill to authorize the town of Boseobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boseobel, and levy a tax and issue town orders therefor,

Were concurred in, and

On motion of Mr. Keenan,

The Senate amendments to

No. 434, A.,

A bill in relation to the board of public works in the city of Milwaukee,

Were concurred in.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended,

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts.

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### BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

The substitute reported by the committee on Claims to

No. 433, A.,

A bill to authorize the attorney general to file a stipulation in a certain suit in Milwaukee county circuit court,

Was adopted, and

Said bill was ordered engrossed,

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Atwater, Ayres, Bacon, Baker, Ball,

Barnard, Barnes, Bate, P. R. Briggs, Cousins, Curtis, Eastman, Fay, Fitzgerald, Freeman, Fryer, Galaghan, Heimdel Hoskins, C M. Hoyt, Jeffers, Judd, Keenan, King, Knell, McDill, McDonald, Merriam, Montgomery, Morgan, More, Moulton, Nichols, Orton, Pease, Pengra, Rankin, Rhodes, Richards, Rounds, Rusch, Samuelson, Sanderson, Semmann, Thorn, Torgerson, Trumer, Vaughn, Wagner, Weil, J. S. White and S. A. White—54.

Those voting in the negative were

Messrs. Bailey, Bowen, Bremner, Chambers, Coons, Dana, Davis, Field, Hall, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Maxon, Merrill, Mihilla, O. S. Powell, R. T. Powell, Rood, Sherman, Smith and Swain—23.

Those absent or not voting were

Messrs. Arnold, Blake, D. W. Briggs, Chase, Cheney, Dick, Hammond, Hinkley, Hoyer, Kuntz, Lonergan, Manson, Marvin, McCormick, McIntosh, Meyer, Oekler, Oetling, Peterson, Richter, Semple, Watts and Mr. Speaker Smith—23.

On motion of Mr. Sherman,

The Assembly adjourned.



THURSDAY, MARCH 16, 1871,

10 O'CLOCK, A. M.

The Assembly met.

The Speaker in the chair.

Prayer by Rev. Mr. Dodge.

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RESOLUTIONS INTRODUCED.

By Mr. Swain :

Jt. Res. No. 30, A.,

*Resolved by the Assembly, the Senate concurring,* That the secretary of state be instructed to furnish and forward by mail, or otherwise, as he may think proper, one copy each of the session laws, general and private and local, and one copy each of the Senate and Assembly journals for the year 1871, to each member of the legislature,

Which lies over.

By Mr. Rood :

Jt. Res. No. 31, A.,

*Resolved by the Assembly, the Senate concurring,* That the members of the legislature be requested to deposit with the superintendent of public property the copy of the revised statutes of 1858, delivered to such members respectively at the commencement of the present session of the legislature, and that said superintendent be instructed to preserve the copies of the statutes so deposited for the purpose of supplying the members of the legislature of 1872.

*And be it further resolved,* That the superintendent of public property shall keep a list of the names and the postoffice address of the members of the present legislature, who shall so deposit the copies of the revised statutes, and so soon as a revision or compilation of the statutes shall be purchased by the State, each mem-

ber who shall have so deposited the statutes, shall be furnished by the secretary of state with a copy of the revision or compilation so purchased by the State, which shall be enveloped, and the name of the member with his postoffice address distinctly written thereon, and forwarded by the secretary of state to the register of deeds of the county in which the members severally reside.

On motion of Mr. Rood,  
The rules were suspended, and  
Said resolution was adopted.

By Mr. Merrill :

Jt. Res. No. 32, A.,

WHEREAS, On the seventh day of November, 1854, one Beriah Brown entered into a certain printing contract with the State of Wisconsin, which said contract was by the said Brown afterwards assigned to Andrew Proudft, and was by the said Proudft assigned to E. A. Calkins and James K. Proudft; and

WHEREAS, Certain claims against the State, arising out of the said contract, were presented to the legislature in 1856 and 1857, and were disallowed; and

WHEREAS, In January, 1858, an action was brought by the said Calkins & Proudft, in the supreme court, to recover the amount so disallowed, upon which said action issues of fact have been twice tried before a jury in the Milwaukee circuit court; upon the last of which said trials—in May, 1868—the jury found against the plaintiffs, and

WHEREAS, For about two years past a motion for a new trial has been pending in the said supreme court, and has not yet been argued; therefore,

*Resolved*, That the attorney general be, and he is hereby respectfully requested to furnish the Assembly with his opinion in writing by 10 o'clock A. M., of Friday, March 17, 1871 :

First. As to whether the said action should be compromised or otherwise settled and removed from the court, and an appropriation made by the legislature in settlement of the claim involved in the said action.

Second. As to what amount, if any, is legally or equitably due the said plaintiff on the contract upon which the said action was brought.

Third. As to whether the State has any legal or equitable defense to the said action either in whole or in part.

And the attorney general is hereby respectfully requested to furnish the Assembly at the same time with his reasons upon which the said opinions are based, and also the facts by means of which he determines what amount, if any, ought to be paid in settlement of the said action.

The rules being suspended,  
Said resolution was lost  
By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Bailey, Blake, Bowen, Bremner, D. W. Briggs, P. B. Briggs, Chambers, Ooons, Davis, Fitzgerald, Hall, Harris, Hinkley, Hixon, Holloway, J. W. Hoyt, Kuntz, Maxon, Merrill, Meyer, Otting, O. S. Powell, R. T. Powell, Rood, Sherman, Smith, Trumer and Mr. Speaker Smith—29.

Those voting in the negative were

Messrs. Allen, Anderson, Atwater, Ayres, Baker, Ball, Barnard, Barnes, Cousins, Curtis, Dana, Dick, Eastman, Fay, Field, Freeman, Fryer, Galagan, Heimdal, Hoskins, Hoyer, C. M. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Lonergan, Marvin, McCormick, McDill, McDonald, McIntosh, Merriam, Montgomery, Morgan, More, Munton, Nichols, Ockler, Orton, Pease, Pengra, Rankin, Rhodes, Richards, Samuelson, Sanderson, Semmann, Thorn, Vaughn, Wagner, Weil, J. S. White and S. A. White—56.

Those absent or not voting were

Messrs. Bacon, Bate, Chase, Cheney, Hammond, Manson, Mills, Peterson, Richter, Rounds, Rusch, Semple, Swain, Torgerson and Watts—15.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 28, A.,

Fixing the time for the final adjournment of the legislature.

Introduced by Mr. Rounds on the 13th inst., and postponed to this day.

Mr Rood offered the following amendment :

Amend by striking out "Friday" and inserting "Tuesday, 21st of March."

Pending the consideration of which, on motion of Mr. Rood, the further consideration of said resolution and pending amendment, was postponed to Saturday next, 18th inst.

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### REPORT OF STANDING COMMITTEE.

The committee on Engrossed Bills have examined and find correctly engrossed :

No. 488, A.,

A bill to appropriate to Andrew Proudfit and James K. Proudfit the sum of money therein named.

A. ROOD,

Chairman.

## REPORTS OF SELECT COMMITTEES.

The Select committee to whom was referred bill

No. 637, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns and cities, and incorporated villages, in borrowing money, contracting debts, and loaning their credit.

Have had the same under consideration, and instructed me to report the same back to the Assembly with an amendment, and recommend its passage when so amended.

D. W. MAXON,  
*Chairman.*

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The Columbia County Delegation, to whom was referred;

No. 748, A.

A bill to amend chapter 149, of the private and local laws of 1862, relating to publishing the notice of tax sales and the delinquent list in the county of Columbia, Wisconsin,

Have had the same under consideration, and report it back and recommend its passage.

S. E. DANA,  
*Chairman.*

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The special committee to whom was referred

No. 548, A.,

A bill to incorporate the Apple River and Ashland Railroad Company,

Have had the same under consideration and report the same back to the Assembly with the recommendation that it be re-referred to the committee on Railroads.

B. K. FAY,  
*Committee*

Said bill was so recommitted.

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The select committee to whom was referred

No. 287, A.,

A bill to authorize the clerk of the board of supervisors of Door county, to make and keep an abstract of tax sales, deeds and redemptions in said county,

Respectfully report the same back to the house and recommend its passage.

JOS. McCORMICK,  
D. COOPER AYERS.

On motion of Mr. McCormick,  
The rules were suspended, and  
Said bill was passed.

## EXECUTIVE MESSAGE.

## STATE OF WISCONSIN,

## EXECUTIVE DEPARTMENT,

MADISON, March 16, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive signature and have been deposited in the office of the secretary of state :

No. 12, A.,

An act to amend chapter 53 of the private and local laws of 1867, entitled an act to incorporate the Hazel Green Mining Company.

No. 400, A.,

An act to incorporate the Mauston Iron Manufacturing Company.

No. 600, A.,

An act to prohibit poisoning dogs in the city of Milwaukee.

No. 497, A.,

An act to incorporate the Craig Mining Company.

No. 532, A.,

An act to repeal chapter 32 of the private and local laws of 185 of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof.

No. 627, A.,

An act to empower the president and trustees of the village of Whitewater to provide security against loss by fire, and to provide for payment therefor by a tax upon certain property.

No. 366, A.,

An act to enable the city of Madison in this state to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

No. 110, A.,

An act to consent to the purchase, by the United States, of the grounds used as a National Soldiers' Cemetery at Forest Hill, near Madison, in this State, and to cede jurisdiction thereof.

No. 650, A.,

An act to change the name of Halver G. Halverson to Halver G. Stordeck.

No. 595, A.,

An act to extend the time for the collection of taxes in Iowa county for the year 1870.

No. 513, A.,

An act to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 18th, 1855.

No. 569, A.,

An act to incorporate the Sheboygan Gas Light Company.

No. 829, A.,

An act to authorize the Superintendent of Public Instruction to apportion money out of the income of the school fund of 1870 to joint school district No. 2, in the towns of Cottage Grove and Pleasant Springs, in the county of Dane.

No. 894, A.,

An act to incorporate the Stevens Point Driving Park Association.

No. 802, A.,

An act to provide for two representatives in the county board of supervisors of Brown county for the borough of Fort Howard, in said county.

No. 598, A.,

An act to re-organize the Appleton Cemetery Association.

No. 241, A.,

An act to further provide for the duties and authority of the county board of supervisors, and to provide for filling vacancies in the board from cities and villages.

No. 639, A.,

An act to change the name of Sarah Blake to Minnie Fink, and make her the heir-at-law of Alphonso Fink and Amanda Fink.

No. 876, A.,

An act to authorize the Beloit City School Board to issue bonds for the purpose of paying its old bonds heretofore issued, or any part of them; and also other present indebtedness existing against the Beloit City School District.

No. 658, A.,

An act to authorize the supervisors of the county of Trempealeau to levy a tax for the purposes therein named.

No. 645, A.,

An act to amend section 2 of chapter 810, of the private and local laws of 1866, entitled an act to permit the towns of Hudson, Warren, Hammond and Springfield, in St. Croix county, to aid to obtain the right of way for the Tomah and Lake St. Croix railroad through said towns.

No. 492, A.,

An act to provide for laying out a state road from St. Croix Falls, in Polk county, to Bayfield, in Bayfield county.

No. 384, A.,

An act to amend chapter 408, of the private and local laws of 1869, entitled an act to incorporate the Ponoka and St. Croix Railroad Company.

No. 682, A.,

An act to amend section 10 of chapter 176, private and local laws of 1860, entitled an act to incorporate the village of Mauston.

No. 53, A.,

An act authorizing county boards of supervisors to appoint land inspectors and to define their duties and the duties of the clerks of the boards of supervisors and assessors.

No. 451, A.,

An act to incorporate the First Baptist Church and Society of Onocola Mills, Polk county, Wis.

No. 465, A.,

An act to amend chapter 115, of the general laws of 1870, entitled an act to amend section 2, of chapter 188, of the general laws of 1869, entitled an act to repeal chapter 452, of the general laws of 1864, entitled of counties and county officers, and to amend section 51, of chapter 18, of the revised statutes, entitled of counties and county officers.

No. 491, A.,

An act authorizing the trustees of Evergreen Cemetery to sell a portion of their grounds to the town of Mount Pleasant, in the county of Racine, for highway purposes.

No. 455, A.,

An act to incorporate the Superior Railway Company.

No. 518, A.,

An act to authorize the counties and towns through which the Dunleith, La Crosse and St. Croix River Shore Railroad passes to aid in its construction.

No. 421, A.,

An act to authorize Wm. S. Orr, his associates, assigns and legal representatives, to establish and maintain a ferry across the Mississippi river from certain points in Grant county, Wis., to Clayton, in the State of Iowa.

No. 844, A.,

An act to amend section 8 of chapter 207 of the private and local laws of 1870, entitled an act to incorporate the Monitor and Northwestern Silver Mining Company.

No. 622, A.,

An act to authorize the village of Sparta, in the county of Monroe, to issue bonds to aid in the purchase of fire engines, hose, hooks and ladders and other fire apparatus, and for other purposes.

No. 318, A.,

An act to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 189 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

No. 816, A.,

An act to amend chapter 870 of the private and local laws of 1857, entitled an act to incorporate the Howard and Green Bay Railroad Company, and chapter 869 of the private and local laws of 1869, amendatory thereof.

No. 608, A.,

An act to authorize the villages of Menasha and Neenah to purchase and maintain a public park.

No. 550, A.,

An act to authorize B. M. Miller, his heirs, assigns and legal representatives, to maintain and keep a ferry across the Wisconsin river, between the points hereinafter named, in the counties of Grant and Richland.

No. 498, A.,

An act to incorporate the Faulkner-Browning Construction Company.

No. 516, A.,

An act to provide for serving notices of trial and filing notes of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled an act relating to trials in courts of record.

No. 443, A.,

An act to amend section 2 of chapter 207 of the private and local laws of 1867, entitled an act to organize a school district and provide for a better system of popular education in the town of Brodhead, Green county.

No. 565, A.,

An act to amend chapter 28, of the general laws of 1860, entitled "an act to enable foreign executors and administrators to sue in the state of Wisconsin, and chapter 20, of the general laws of 1868, amending said chapter 28."

No. 373, A.,

An act to amend chapter 25, general laws of 1870, entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company.

No. 556, A.,

An act to authorize justices of the peace in joint school district No. 4, of the towns of Arlington and Dekorra, in Columbia county, to keep offices therein.

No. 523, A.,

An act to incorporate the Galesville and Trempealeau Railroad Company.

No. 108, A.,

An act to amend section 20 of chapter 183 of the revised statutes, entitled of costs and fees.

No. 327, A.,

An act to repeal chapter 173 of the general laws of 1869, and to fix the time of holding circuit Court in Burnett county, and for the transferring certain records from the circuit court of Polk county to the circuit court of Burnett county, and to arrange the empanneling of petit and grand juries in said county of Burnett.

No. 531, A.,

An act to amend an act entitled an act to amend chapter 399 of the private and local laws of 1868, an act entitled an act for the preservation of fish in certain lakes in the county of Waushara.

No. 408, A.

An act to incorporate the Madison Driving Park Association.

LUCIUS FAIRCHILD.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has laid on the table  
No. 51, A.,

A bill to regulate the inspection of fresh water fish in the city of  
Milwaukee.

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate requests the return  
to the Senate, for further consideration, of

No. 753, A.,

A bill to apportion the state into senate and assembly districts.  
Said bill was ordered to be so returned.

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks  
the concurrence of the Assembly in

No. 195, S.,

A bill to amend and consolidate the charter of the village of  
Omro,

And has concurred with the Assembly in

No. 642, A.,

A bill to authorize the common council of the city of Janesville  
to levy and collect a tax of \$4,000 in the year 1871, and place the  
same to the credit of the school fund.

No. 755, A.,

A bill to amend chapter 162, of the private and local laws of  
1871, entitled an act to authorize the Portage, Winnebago and  
Superior Railroad Company to extend its road west from Su-  
perior,

And has amended, and concurred in as amended.

No. 749, A.,

A bill to amend an act, entitled an act to amend and consolidate  
an act to incorporate the city of Racine, approved August 8, 1848,  
and the several acts amendatory thereof, approved March 22, 1866,  
and the several acts amendatory thereof, and to extend the corpo-  
rate limits of said city of Racine,

And has concurred in

No. 446, A.,

A bill requiring owners of threshing machines to guard against accidents,

And has indefinitely postponed,

No. 638, A.,

A bill to amend chapter 503 of the private and local laws of 1870, entitled an act to authorize the Green Bay and Lake Pepin Railroad Company to extend their road from the city of Green Bay to the city of Milwaukee.

### SENATE MESSAGE CONSIDERED.

The Senate amendments to

No. 749, A.,

Were concurred in.

No. 195, S.,

Was read a first and second times, and

On motion of Mr. Morgan,

The rules were suspended, and

Said bill was read a third time, and concurred in.

### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has adopted and asks the concurrence of the Assembly in

Jt. Res. No. 15, S.,

Providing for the suspension of Jt. Res. No. 21, A., for a certain purpose.

### SENATE MESSAGE CONSIDERED.

To Jt. Res. No. 15, S.,

Mr. Arnold offered the following amendment :

Amend by striking out all that part of the resolution except as it refers to the Milwaukee Construction Company,

Which amendment was adopted;

And said resolution, as amended, was concurred in.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**Mr. SPEAKER :**

I am directed to present to you for signature :

No. 285, S.,

A bill to further provide for the completion of the Northern Hospital for the Insane at Oshkosh.

No. 163, S.,

A bill to authorize the town of Port Washington, in the county of Ozaukee, to vote a tax for the purpose of assisting in building the harbor at the village of Port Washington.

No. 14, S.,

A bill to incorporate the St. Ambrosius Academy of St. Nazians

No. 106, S.,

A bill to amend chapter 75 of the general laws of 1863, relating to common schools, and to provide for the collection of taxes in certain cases.

No. 144, S.,

A bill to incorporate the Milwaukee Mutual Protective Brewers' Workmen's Association.

Said bills were signed by the Speaker.

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MISCELLANEOUS PROCEEDINGS.

No. 666, A.,

A bill to amend section 2 of chapter 115, general laws of 1860, entitled an act in relation to the courts of the county of Milwaukee, Was, on motion of Mr. Richter,  
Recommitted to the Milwaukee County Delegation.

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SENATE MESSAGE OF YESTERDAY CONSIDERED.

The Senate amendments to

No. 44, A.,

A bill to provide for the trial of offenses upon information, and to make the general laws of the State applicable thereto,

Were concurred in:

No. 245, S.,

A bill to amend chapter 254 of private and local laws of 1868, entitled an act to revise, consolidate and amend the act to incorporate the city of Sheboygan, and the several acts amendatory thereof, and to repeal chapter 94 of the private and local laws of 1856, entitled an act to establish a code of procedure for the police court of the city of Sheboygan, approved March 1, 1856, and the several acts amendatory thereof,



## BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

The amendments reported to

No. 107, S.

A bill to organize a State board of charities and reforms,

Were amended as follows:

On motion of Mr. Swain,

By striking out in the third line of section 12, the words "state reform school," and insert the words "Wisconsin industrial school for boys."

On motion of Mr. Merrill,

By striking out the words "of the hospital for the insane," in the first and second lines of section 12.

And said bill was ordered to a third reading;

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Bacon, Baker, Blake, Bowen, D. W. Briggs, Chambers, Chase, Cousins, Curtis, Field, Hall, Hixen, Holloway, Hoskins, Hoye, Humphrey, Jeffers, Judd, Keenan, King, Kuntz, Marvin, McCormick, McDill, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Otting, Orton, Pesse, Pengra, O. S. Powell, Rhodes, Richter, Rounds, Samuelson, Sanderson, Sammann, Sherman, Swain, Thorn, Torgerson, Vaughn, Wagner and Mr. Speaker Smith—51.

Those voting in the negative were

Messrs. Ayres, Bailey, Barnard, Barnes, Bremner, P. R. Briggs, Coons, Dana, Davis, Eastman, Fay, Fitzgerald, Freeman, Fryer, Harris, Heimdal, J. W. Hoyt, Lonergan, Maxon, Moulton, Nichols, Richards, Rood, Trumer, J. S. White and S. A. White—26.

Those absent or not voting were

Messrs. Anderson, Ball, Bate, Cheney, Dick, Galagan, Hammond, Hinkley, C. M. Hoyt, Knoll, Manson, McDonald, McIntosh, Merriam, Oakler, Peterson, R. T. Powell, Rankin, Rusch, Semple, Smith, Watts and Weil—28.

No. 472, A.,

A bill for the protection of the shores and banks of Lake Michigan, and for punishing offences which endanger persons or property in the neighborhood of said lake,

Was, on motion of Mr. Keenan,

Recommitted to a select committee of one, Mr. Keenan.

No. 586, A.,

A bill to repeal chapter 137 of the general laws of 1870, entitled an act to provide for the survey of the lead districts, making maps and collecting statistics and specimens from the same,

Was indefinitely postponed.

No. 83, S.,

A bill relating to the sale of intoxicating liquors on Sundays and certain other days therein mentioned, and amendatory of section one of



Which motion prevailed

By the following vote :

Those voting in the affirmative were

Messrs. Allen, Anderson, Arnold, Atwater, Ayres, Bailey, Baker, Ball, Barnard, Barnes, Bate, Blake, Bowen, D. W. Briggs, P. B. Briggs, Chase, Cousins, Curtis, Dana, Davis, Eastman, Fay, Field, Hall, Harris, Hixon, Holloway, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Marvin, Maxon, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Nichols, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Torgerson, Vaughn, Weil, S. A. White and Mr. Speaker Smith—64.

Those voting in the negative were

Messrs. Dick, Fitzgerald, Freeman, Fryer, Heimdal, Hinkley, Kunts, Lonergan, Otting, Rhodes, Richards, Richter, Samuelson, Semmann, Thorn, Trumer, Wagner and J. S. White—18.

Those absent or not voting were

Messrs. Bacon, Bremner, Chambers, Cheney, Coons, Galagan, Hammond, O. M. Hoyt, Kucell, Manson, McIntosh, Ockler, Peterson, Rankin, Rusch, Sample, Swain and Watts—18.

The motion for the previous question was withdrawn.

Mr. Wagner moved that the Assembly do now adjourn.

Which motion was lost.

The question recurring on the motion of Mr. S. A. White to commit the amendment.

On leave, said motion was withdrawn.

Mr. Maxon offered the following amendment to the amendment of Mr. Freeman :

Amend the amendment by adding the words, "and all other places,"

Which was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Ball, Barnard, Barnes, Bate, Bremner, Coons, Dick, Eastman, Fitzgerald, Freeman, Fryer, Heimdal, Hinkley, Hoskins, Hoyer, Keenan, Kucell, Kunts, Lonergan, Maxon, McCormick, McDonald, Montgomery, Otting, Pease, Rhodes, Richards, Richter, Samuelson, Semmann, Thorn, Torgerson, Trumer, Wagner, Weil and J. S. White—87.

Those voting in the negative were

Messrs. Allen, Arnold, Atwater, Ayers, Bailey, Baker, Blake, Bowen, D. W. Briggs, P. B. Briggs, Chambers, Cousins, Curtis, Dana, Davis, Fay, Field, Hall, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Marvin, McDill, Merriam, Merrill, Meyer, Mihills, Morgan, More, Moulton, Nichols, Orton, Pengra, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Vaughn S. A. White and Mr. Speaker Smith—48.

Those absent or not voting, were  
Messrs. Bacon, Chase, Cheney, Galagea, Hammond, O. M.  
Hoyt, Manson, McIntosh, Oekler, Peterson, Rankin, Busch,  
Semple, Swain and Watts—15.

Mr. Richter moved that the Assembly adjourn to 2 1-2 o'clock  
P. M.,

Which motion was lost.

The amendment offered by Mr. Freeman was rejected.

Mr. Montgomery offered the following amendment :

Insert after the words, sell or give away, "except to physicians  
for medicinal purposes,"

Which was lost.

Mr. Smith offered the following amendment :

Strike out in section 1 the words, "on the first day of the week,  
commonly called Sunday, or,"

Pending the consideration of which,

On motion of Mr. Freeman,

The Assembly adjourned to 2 1-2 o'clock P. M.

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2 1-2 O'CLOCK P. M.

The Speaker called the Assembly to order.

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The consideration of

No. 88, S.,

A bill relating to the sale of intoxicating liquors on Sunday and  
certain other days therein mentioned, and amendatory to section  
one of chapter 115 of the general laws of 1859, entitled an act to  
prohibit the selling of intoxicating drinks on Sunday and other  
days therein mentioned,

Was resumed, and

The question being on the amendment proposed by the gentleman  
from Sheboygan, Mr. Smith,

Mr. Rood moved the previous question,

Which motion was seconded.

Mr. Rood also moved a



## CALL OF THE HOUSE,

Which motion was seconded, and  
The roll being called,  
The absentees with leave were  
Messrs. Cheney and Manson.

The absentees without leave were  
Messrs. Anderson, Bacon, Bremner, Chase, Hammond, Hinkley,  
Hoyt, C. M. Hoyt, Jeffers, McDonald, Pengra, Peterson, Rankin,  
Semple, Thorn, Trummer, Vaughn, Watts and Mr. Speaker Smith.  
Mr. Field being temporarily in the chair.

Mr. Harris moved that further proceedings under the call be dispensed with,

Which motion prevailed;  
By the following vote.

Those voting in the affirmative were

Messrs. Allen, Ayers, Bailey, Baker, Barnard, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Coons, Davis, Dick, Eastman, Fitzgerald, Fryer, Galagan, Hall, Harris, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Judd, King, Knoll, Marvin, Maxon, McCormick, McDill, McDonald, McIntosh, Merriam, Morgan, More, Moulton, Nichols, Orton, Pease, R. T. Powell, Rhodes, Rounds, Sanderson, Sherman, Smith, Swain, Torgerson, Weil and S. A. White—52.

Those voting in the negative were

Messrs. Ball, P. R. Briggs, Dana, Field, Freeman, Heimdal, Hinkley, Keenan, Kuntz, Lonergan, Merrill, Meyer, Mihills, Montgomery, Otling, O. S. Powell, Richards, Richter, Rood, Rusch, Samuelson, Semmann, Wagner and J. S. White—24.

Those absent or not voting were

Messrs. Anderson, Arnold, Atwater, Bacon, Chase, Cheney, Cousins, Curtis, Fay, Hammond, Hoyt, C. M. Hoyt, Jeffers, Manson, Ockler, Pengra, Peterson, Rankin, Semple, Thorn, Trumer, Vaughn, Watts and Mr. Speaker Smith—24.

The question then being,

Shall the main question be now put?

The main question was ordered,

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Ayres, Bailey, Baker, Ball, Barnard, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Dana, Davis, Dick, Eastman, Fay, Field, Fitzgerald, Fryer, Hall, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, King, Knoll, Lonergan, Marvin, McCormick, McDill, Merriam, Merrill, Mihills, Morgan, More, Moulton, Nichols, Otling, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Samuelson, Sanderson, Sherman, Smith, Swain, Torgerson, Weil and S. A. White—60.

Those voting in the negative were

Messrs. Barnes, Coons, Freeman, Galagan, Heimdal, Hinkley,

Keenan, Kuntz, Maxon, McDonald, McIntosh, Meyer, Montgomery Richards, Richter, Rusch, Semmann, Wagner J. S. White—19.

Those absent or not voting were

Messrs. Anderson, Bacon, Chase, Cheney, Cousins, Curtis, Hammond, Hoskins, Hoya, C. M. Hoyt, Jeffers, Manson, Ockler, Peterson, Rankin, Semple, Thorn, Trumer, Vaughn Watts and Mr. Speaker Smith—21.

Said amendment was then rejected,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Ball, Barnard, Barnes, Bate, Bremner, Coons, Curtis, Dick, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Knell, Kuntz, Lonerger, Maxon, McCormick, Meyer, Montgomery, Ockler, Otting, Pease, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, Smith, Wagner, Weil and J. S. White—35.

Those voting in the negative were

Messrs. Atwater, Ayres, Bailey, Baker, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Cousins, Dana, Davis, Eastman, Fay, Field, Hall, Harris, Hixon, Holloway, Hoskins, J. W. Hoyt, Humphrey, Judd, Keenan, King, Marvin, McDill, McDonald, McIntosh, Merrill, Mihills, Morgan, More, Moulton, Nichols, Orton, Pengra, O. S. Powell, R. T. Powell, Hood, Rounds, Sanderson, Sherman, Swain, Torgerson and S. A. White—46.

Those absent or not voting were

Messrs. Anderson, Arnold, Bacon, Chase, Cheney, Hammond, Hoya, C. M. Hoyt, Jeffers, Manson, Merriam, Peterson, Rankin, Semple, Thorn, Trumer, Vaughn, Watts and Mr. Speaker Smith—19.

And said bill was refused a third reading,

By the following vote:

Those voting in the affirmative were

Messrs. Allen, Arnold, Atwater, Ayres, Bacon, Bailey, Baker, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Dana, Davis, Fay, Field, Hall, Harris, Hixon, Holloway, J. W. Hoyt, Humphrey, Judd, King, Marvin, McDill, Merriam, Merrill, Morgan, More, Moulton, Nichols, Pengra, O. S. Powell, R. T. Powell, Hood, Rounds, Sanderson, Sherman, Swain and Mr. Speaker, Smith—41.

Those voting in the negative were

Messrs. Ball, Barnard, Barnes, Bate, Bremner, Coons, Cousins, Curtis, Dick, Eastman, Fitzgerald, Freeman, Fryer, Galagan, Heimdal, Hinkley, Hoskins, Keenan, Knell, Kuntz, Lonerger, Maxon, McCormick, McDonald, McIntosh, Meyer, Mihills, Montgomery, Ockler, Otting, Orton, Pease, Rhodes, Richards, Richter, Rusch, Samuelson, Semmann, Smith, Thorn, Torgerson, Wagner, Weil, J. S. White and S. A. White—45.

Those absent or not voting were

Messrs. Anderson, Chase, Cheney, Hammond, Hoya, C. M. Hoyt,

Jeffers, Manson, Peterson, Rankin, Semple, Trumer, Vaughn and Watts—14.

The amendments reported to

No. 207, S.,

A bill to extend the time for appeals for services rendered under the provisions of chapter 98, private and local laws of 1857, and chapter 89, private and local laws of 1858, relating to state roads,

Were concurred in, and

Said bill was ordered to a third reading.

No. 67, A.,

A bill to provide for the appointment of chaplains, one for the Senate and one for the Assembly, at each annual session of the legislature, and to fix their compensation for services,

Was indefinitely postponed.

The amendments reported by the committee on Education to

No. 172, A.,

A bill to supply school officers with the Journal of Education,

Were adopted, and

Said bill was ordered engrossed.

No. 464, A.,

A bill to amend section 12 of chapter 153 of the revised statutes, entitled of liens of mechanics and others.

No. 538, A.,

A bill fixing the fees of registers of deeds for recording certificates of marriages,

Were severally indefinitely postponed.

The amendments reported by the Judiciary committee to

No. 119, S.,

A bill relating to the fees of deputy clerks of Circuit courts, and amendatory of section 1, chapter 98, general laws of 1867, entitled "an act to provide for the compensation of deputy clerks of the circuit court in the several counties of this State."

Were adopted, and

Said bill was ordered to a third reading.

To the amendments reported to

No. 687, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns, cities and incorporated villages in borrowing money, contracting debts and loaning their credit,

Mr. Pease offered the following amendment :

At the end of 16th line, section 2 of substitute, add the following:

"Or shall hereafter be had."

Mr. Maxon moved that the further consideration of said bill and pending amendment be postponed until to-morrow at 11 A. M., and be made the special order for that time.

Mr. S. A. White moved to amend the motion by substituting for "to-morrow," "one week from to-morrow,"

Which amendment to the motion of Mr. Maxon was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Bowen, Chambers, Cousins, Curtis, Field, Fryer, Hoskins, O. M. Hoyt, Keenan, Montgomery, Pease, O. S. Powell, Richards, Richter, Sanderson, Semmann, Thorn, Vaughn, J. S. White and S. A. White—20

Those voting in the negative were

Messrs. Allen, Anderson, Atwater, Ayres, Bacon, Bailey, Ball, Barnard, Barnes, Blake, Bremner, D. W. Briggs, P. R. Briggs, Dana, Davis, Dick, Eastman, Fitzgerald, Hall, Harris, Heimdal, Hixon, J. W. Hoyt, Humphrey, Judd, King, Kuntz, Marvin, Maxon, McCormick, McDonald, McIntosh, Merriam, Merrill, Morgan, Moulton, Nichols, Otling, Orton, Pengra, Rankin, Rhodes, Samuelson, Sherman, Smith, Swain and Torgerson—47.

Those absent or not voting were

Messrs. Arnold, Baker, Bate, Chase, Cheney, Coons, Fay, Galagan, Hammond, Hinkley, Holloway, Hoyer, Jeffers, Knoll, Lonergan, Manson, McDill, Meyer, Mihills, More, Ockler, Peterson, R. T. Powell, Rood, Rounds, Rusch, Semple, Trumer, Wagner, Watts, Weil and Mr. Speaker Smith—33.

On leave, Mr. Maxon then withdrew his motion to postpone,

And said amendments were rejected

By the following vote :

Those voting in the affirmative were,

Messrs. Anderson, Atwater, Ayres, Bacon, Bailey, Ball, Barnard, Barnes, Blake, Bremner, D. W. Briggs, P. R. Briggs, Dick, Fitzgerald, Hall, Harris, Heimdal, Hixon, J. W. Hoyt, King, Marvin, Maxon, McDonald, McIntosh, Merrill, Morgan, Moulton, Otling, Orton, Pengra, Rankin, Rhodes, Samuelson, Sherman, Smith, Torgerson and Watts—37.

Those voting in the negative were,

Messrs. Allen, Bowen, Chambers, Coons, Cousins, Curtis, Dana, Davis, Eastman, Field, Fryer, Hoskins, Hoyer, O. M. Hoyt, Humphrey, Judd, Keenan, Kuntz, McCormick, McDill, Mihills, Montgomery, More, Nichols, Pease, O. S. Powell, Richards, Richter, Rounds, Sanderson, Semmann, Swain, Thorn, Trumer, Vaughn, J. S. White and S. A. White—37.

Those absent and not voting were,

Messrs. Arnold, Baker, Bate, Chase, Cheney, Fay, Freeman, Galagan, Hammond, Hinkley, Holloway, Jeffers, Knoll, Lonergan, Manson, Merriam, Meyer, Ockler, Peterson, R. S. Powell, Rood, Rusch, Semple, Wagner, Weil and Mr. Speaker, Smith—26.

And said bill was refused engrossment.

The amendments reported to

No. 609, A.,

A bill to amend section 4 of chapter 175 of the general laws of 1869, entitled an act to amend sections 6, 15 and 29 of chapter 180 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon,

56—A.

Were adopted, and  
Said bill was ordered engrossed, and,  
On motion of Mr. Rounds,  
The rules were suspended, and  
Said bill was read a third time and passed,  
By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Ayres, Bacon, Bailey, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Dana, Davis, Dick, Field, Hall, Hixon, Hoyer, J. W. Hoyt, Judd, Keenan, King, McCormick, Merriam, Merrill, Mihills, Morgan, More, Moulton, Nichols, Orton, Pease, O. S. Powell, Rounds, Sanderson, Sherman, Swain, Vaughn, J. S. White and S. A. White—38.

Those voting in the negative were

Messrs. Allen, Baker, Ball, Barnard, P. R. Briggs, Coons, Fryer, Hammond, Harris, Heimdal, Hinkley, Hoskins, C. M. Hoyt, Humphrey, Kuntz, Maxon, McDill, McDonald, Meyer, Montgomery, Otting, Pengra, Rhodes, Semmann, Smith, Torgerson, Watts—27.

Those absent or not voting were

Messrs. Anderson, Arnold, Barnes, Bate, Chaso, Cheney, Cousins, Curtis, Eastman, Fay, Fitzgerald, Freeman, Galagan, Holloway, Jeffers, Knell, Lonergan, Manson, Marvin, McIntosh, Ockler, Peterson, R. T. Powell, Rankin, Richards, Richter, Rood, Rusch, Samuelson, Sample, Thorn, Trumer, Wagner, Weil and Mr. Speaker Smith—35.

#### MISCELLANEOUS PROCEEDINGS.

On motion of Mr. McCormick,

No. 136, S.,

A bill to dispose of the drainage fund in certain towns in the counties of Kewaunee and Door, Wisconsin,

Was taken from the General File,

And the question being on its indefinite postponement,

Said bill was indefinitely postponed,

By the following vote ;

Those who voted in the affirmative were

Messrs. Allen, Bacon, Bailey, Baker, Barnard, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Coons, Cousins, Dana, Davis, Eastman, Field, Hammond, Harris, Hixon, J. W. Hoyt, Humphrey, Keenan, King, Kuntz, Marvin, McDill, McDonald, Merriam, Merrill, Mihills, Morgan, More, Moulton, Nichols, Orton, Pease, O. S. Powell, Rounds, Sanderson, Sherman, Swain, Torgerson, Vaughn, J. S. White and S. A. White—45.

Those voting in the negative were :

Messrs. Ball, Curtis, Dick, Fryer, Hall, Heimdal, Hinkley, Hoskins, Hoyer, C. M. Hoyt, Judd, Maxon, McCormick, Meyer, Mont-

gomery, Oetting, Rankin, Richards, Richter, Semmann, Trumer, Wagner and Watts—23.

Those absent or not voting were

Messrs. Anderson, Arnold, Atwater, Ayres, Barnes, Bate, Chambers, Chase, Cheney, Fay, Fitzgerald, Freeman, Galagan, Holloway, Jeffers, Knoll, Loneragan, Manson, McIntosh, Ockler, Pengra, Peterson, R. T. Powell, Rhodes, Rood, Rusch, Samuelson, Semple, Smith, Thorn, Weil and Mr. Speaker Smith—32.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has amended the Assembly amendment, and concurred in the Assembly amendment as amended, to

No. 26, S.,

A bill to authorize the reviewing of the state road from Lone Rock, in Richland county, to Kickapoo Center, in Vernon county.

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### REPORTS OF STANDING COMMITTEES.

The committee on Printing, to whom was referred

No. 703, A.,

A bill authorising the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in certain counties, in a newspaper printed in the German language,

Have had the same under consideration, and respectfully report the same back to the house with amendments, and recommend its passage when so amended.

R. K. FAY,  
*Chairman.*

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On motion of Mr. Bailey,  
The Assembly resolved itself into a

### COMMITTEE OF THE WHOLE

On the general file of bills,

Mr. Maxon in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows :

**MR. SPEAKER:**

The Assembly, in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows:

No. 571, A.,

A bill for the improvement of the water power on the Waukau creek, in Winnebago county.

No. 286, S.,

A bill to further provide for a course of instruction in the state Normal schools, of pupils of the Soldiers' Orphan's Home.

With amendment.

No. 705, A.

A bill to provide for the expenditure of the drainage fund in the town of Red Cedar, Dunn county,

Without amendment.

No. 714, A.,

A bill to authorize counties to establish and maintain high schools and to appropriate money for the purpose of giving State aid to such institutions,

With amendment.

No. 96, S.,

A bill to incorporate the Waupaca county academy,

Without amendment.

No. 206, S.,

A bill to apply the drainage fund of certain towns in Waupaca county for drainage purposes, and to improve a certain road therein.

With amendment.

No. 258, S.,

A bill to repeal section 11 of chapter 8, of general laws of 1870, entitled an act to amend chapter 361 of general laws of 1860, entitled an act conferring jurisdiction on the county court of Winnebago county, and to restore section 23 of chapter 361, of the general laws of 1860.

Without amendment.

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin,

No. 667, A.,

A bill for an act to incorporate the Wisconsin Central Insurance Company,

With amendment.

No 155, S.,

A bill to repeal chapter 237 of the private and local laws of 1868, entitled an act to incorporate the village of North La Crosse, La Crosse county, Wisconsin, and the various acts amendatory thereof, and to create the fifth ward of the city of La Crosse,

No. 253, S.,

A bill to appoint commissioners to lay out a road between Door and Kewaunee counties, and to repeal chapter 83 of the private and local laws of 1871.

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named,

No. 273, S.,

A bill to incorporate the Pochequette Mining Company.

No. 275, S.,

A bill to establish a ferry across Lake Pepin.

No. 288, S.,

A bill to incorporate the Kenosha Manufacturing Company.

No. 77, A.,

A bill for the more effectual protection of fruit growers against trespassers.

No. 720, A.,

A bill to protect hotel keepers against fraud.

No. 238, A.,

A bill to authorize the increase of salaries of district attorneys now in office,

Without amendment.

No. 286, A.,

A bill to regulate the letting of contracts by boards of county supervisors,

With amendment.

No. 538, A.,

A bill relating to actions to quiet titles.

Without amendment.

No. 567, A.,

A bill to amend an act entitled an act to amend chapter 12 of the revised statutes, entitled "of notaries public," passed April 10th, 1867,

With amendment.

No. 596, A.,

A bill to protect manufacturers and dealers in monumental marble, grave and head-stones, and to provide for a lien upon their work, and for the collection of their claims for work, labor and materials furnished in putting up the same.

No. 656, A.,

A bill to amend section 2 of chapter 53 of the general laws of 1869, entitled an act concerning proceedings by garnishment.

No. 458, A.,

A bill to amend section 8 of chapter 124 of the revised statutes, entitled of the manner of commencing civil actions.

No. 696, A.,

A bill to provide for the advertising and sale of lands for unpaid taxes in the county of Adams.



No. 697, A.,

A bill to authorize the board of supervisors of Rock county to appoint a jailor, define his powers, prescribe his duties, and to relieve the sheriff of Rock county of certain duties.

Jt. Res. No. 12, S.,

Joint resolution to amend section 4 of article 7 of the constitution of the state of Wisconsin.

No. 80, S.,

A bill to amend section 17, chapter 242, general laws 1863, entitled an act to provide for the enrollment of persons liable to perform military duty, and the organization of the state militia for active service, and the different acts amendatory thereof.

No. 94, S.,

A bill to provide for the appointment of phonographic reporters for the circuit courts of certain counties in the State of Wisconsin.

No. 143, S.,

A bill to amend section 6, chapter 43 of the revised statutes, entitled "of strays and lost money and goods,"

Without amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 696, A.; was,

On motion of Mr. Rood,

Recommitted to committee on Judiciary.

Nos. 96, 155, 246, 253, 258, 273, 275, 288 and Jt. Res. No. 12, S.,

Were severally ordered to a third reading.

The amendments reported to

Nos. 567, 571, 668 and 677, A.,

Were concurred in, and

Said bills were severally ordered engrossed.

No. 720, A., was.

On motion Mr. Maxon,

Returned to the General File.

The amendment reported to

No. 286, A.,

Was concurred in,

And said bill was ordered engrossed.

The amendment reported to

No. 206, S.,

Was adopted, and said bill was refused a third reading.

No. 705, A.

Was ordered engrossed.

The amendment reported to

No. 286, S.,

Was concurred in, and

Said bill was ordered to a third reading.

Nos. 77, 238, 538, 596 and 656, A.,

Were severally indefinitely postponed,

Nos. 30, 94 and 143 S.,

Were severally indefinitely postponed.

On motion of Mr. Maxon,

The rules were suspended, and

Nos. 96, 155, 236, 253, 258, 273, 275 and 288 S.,

Were severally read a third time and concurred in.

And,

Nos. 286, 567, 571, 668, 677 and 705, A.,

Were severally read a third time and passed.

On motion of Mr. Maxon,

The rules were suspended, and

No. 119, S.,

A bill relating to the fees of deputy clerks of circuit courts, and amendatory of section 1 of chapter 93 of the general laws of 1867, entitled an act to provide for the compensation of deputy clerks of the circuit courts in the respective counties of this State,

And,

No. 207, S.,

A bill to extend the time for appeals for services rendered under provisions of chapter 98, private and local laws of 1857, and chapter 89, private and local laws 1858, relating to state roads,

Were read a third time and concurred in.

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### REPORTS OF COMMITTEES.

The committee on Claims to whom was referred,

No. 260, S.,

A bill to provide for the payment of the chaplains of the present Legislature,

Have instructed me to report the same back and its passage respectfully recommended.

A. NICHOLS,

*Chairman*

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The joint committee on Claims have had under consideration the claim of D. L. Quaw for mileage and expenses in subpoenaing witnesses to testify before investigating committee on charge of corruption, in reference to Assembly bill No. 1, have instructed me to report by bill.

A. NICHOLS,

*Chairman.*

Said bill became

No. 757, A.,

A bill to appropriate to D. L. Quaw a sum of money therein named,

And was read a first and second times and referred  
To the General File.

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Leave of absence was granted

To Mr. Holloway, to Tuesday next.

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On motion of Mr. Merrill,

The Assembly adjourned to 7 1-2 o'clock, P. M.

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7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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On motion of Mr. More,

The vote by which

No 206, S.,

A bill to apply the drainage fund of certain towns in Waupesa county, for drainage purposes and to improve a certain road therein,

Was refused a third reading,

Was reconsidered, and

The rules being suspended,

Said bill was read a third time and concurred in.

On motion of Mr. Hood,

The vote by which

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named,

Was ordered to a third reading

Was reconsidered.

## SENATE MESSAGE CONSIDERED.

The Assembly refused to concur in the Senate amendments to the Assembly amendments to

No. 26, S.,

A bill to authorize the reviewing of the State roads from Lone Rock in Richland county, to Kickapoo Center, in Vernon county.

On motion of Mr. Pease,

The Assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Judd in the chair.

After some time spent therein the committee rose and through their chairman reported as follows :

MR. SPEAKER :

The Assembly in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows :

No. 216, S.,

A bill relating to the settlement of estates of deceased persons, and amendatory of section 9, chapter 98 of the revised statutes, Without amendment.

No. 220, S.,

A bill giving the consent of the Legislature of the State of Wisconsin to the purchase by the United States, of lands within this State, for public purposes,

With amendment.

No. 241, S.,

A bill to amend section 19 of chapter 120 of revised statutes, entitled of courts held by justices of the peace.

No. 244, S.,

A bill to regulate the use of kerosene and other illuminating oils and illuminating materials in hotels and public buildings.

No. 274, S.,

A bill to authorize the common council of the city of Prescott to aid in the construction of a hotel in said city.

No. 296, S.,

A bill to set off and organize the town of Hamilton, in the county of La Fayette.

No. 720, A.,

A bill to protect hotel keepers against fraud.

Without amendment.

No. 703, A.,

A bill authorizing the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in certain counties, in a newspaper printed in the German language.

With amendment.

No. 748, A.,

A bill to amend chapter 169, of the private and local laws of 1862, relative to publishing the notice of tax sales and the delinquent list in the county of Columbia, Wis.

Without amendment.

No. 757, A.,

A bill to appropriate to D. L. Quan, assistant sergeant-at-arms, a sum of money therein named.

No. 260, S.,

A bill to provide for the payment of the chaplains of the present Legislature,

With amendment.

M. C., No. 13, A.,

A memorial to Congress to remove the duties now imposed upon the importation of tea and coffee,

Without amendment.

#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 703, A.,

Was recommitted to a select committee of one Mr. Curtis.

No. 748, A.,

Was ordered engrossed.

#### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills, to whom was referred

No. 749, A.,

A bill to amend an act entitled an act to amend and consolidate an act to incorporate the city of Racine, approved August 8th, 1848, and the several acts amendatory thereof, approved March 22, 1866, and the several acts amendatory thereof, and to extend the corporate limits of said city of Racine,

Report the same correctly enrolled.

T. SANDERSON,  
Chairman.

Said bill was signed by the Speaker.

The committee on the Judiciary, to whom was referred

No. 752, A.,

A bill to enable the town and village of Waterloo to settle its railroad debts,

Have had the same under consideration and have instructed me to report the same back with an amendment, with the recommendation that it do pass when so amended.

D. HALL,  
*Chairman.*

On motion of Mr. Hall,

The rules were suspended,

The amendments reported thereto

Were concurred in, and

Said bill was read a third time and passed.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in the Assembly amendment to

Jt. Res. No. 15, S.,

Providing for the suspension of Jt. Res. No. 22, A , for a certain purpose.

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On motion of Mr. Wagner

The Assembly adjourned.

FRIDAY, MARCH 17, 1871,

10 O'CLOCK, A. M.

The Assembly met.  
The Speaker in the chair.  
Prayer by Rev. Mr. Mather.

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RESOLUTIONS CONSIDERED.

Jt. Res. No. 30, A.,  
Instructing the secretary of state to furnish members of the legislature with copies of the session laws of 1871; private and local and general, and of the Senate and Assembly journals,  
Introduced by Mr. Swain on yesterday,  
Was adopted.

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REPORTS OF STANDING COMMITTEES.

To committee on Assessment and Collection of Taxes to whom was referred,

No. 691, A.,

A bill to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon,

• Have had the same under consideration, and respectfully report the same back to the House and recommend that it do pass.

JEHDEIAH BOWEN,

Chairman.

The committee on Incorporations, to whom was referred

No. 706, A.,

A bill to repeal chapter 82 of the private and local laws of 1867, entitled an act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river at Chippewa Falls,

Report the same back without amendment, and recommend its passage.

No. 164, S.,

A bill to amend section 1, of chapter 313, of the private and local laws of 1867, entitled an act to incorporate the city of Mayville,

Report the same back with amendment, and recommend that its passage be concurred in when so amended.

No. 245, S.,

A bill to amend chapter 254 of the private and local laws of 1868, entitled an act to consolidate and amend the act to incorporate the city of Sheboygan, and the several acts amendatory thereof, and to repeal chapter 94 of the private and local laws of 1856, entitled an act to establish a code of procedure for the police court of the city of Sheboygan, approved March 5, 1856, and the several acts amendatory thereof,

Without amendment, and recommend that its passage be concurred in

J. A. BAKER,

*Chairman.*

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The committee on School and University Lands, to whom was referred the following bills have had the same under consideration, and have instructed me to report them back with the following recommendations:

No. 578, A.,

A bill to authorize the secretary of state to audit the claim of Ralph Marsh for certain taxes and interest erroneously paid by him, With the recommendation that it do pass.

No. 728, A.,

A bill to amend chapter 92 of the general laws of 1870, entitled "an act to provide for the protection from trespasses of the lands granted by Congress to the state of Wisconsin to aid in the construction of the Sturgeon Bay ship canal," approved March, 16, 1870,

With an amendment, and recommend its passage when so amended.

No. 514, A.,

A bill to limit the amount of fees to be received by the commissioner of school and university lands.

No. 735, A.,

A bill to authorize the Commissioners of the School and University Lands to sell certain logs and timber,



354 JOURNAL OF  
With the recommendation that they be indefinitely postponed.

J. A. BATE.

*Chairman.*

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The committee on Internal Improvements, to whom was referred  
No. 461, A.,

A bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin,

Would respectfully report the same back with amendment, and recommend its passage when so amended

G. C. HIXON,

*Chairman.*

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The committee on Enrolled Bills, reported to the Governor for approval, the following bills :

No. 513, A.,

A bill to amend an act entitled an act to incorporate the Janesville Manufacturing and Hydraulic Company, approved March 13, 1855.

No. 373, A.,

A bill to amend chapter 25 of the general laws of 1870, entitled an act to authorize certain counties, towns, cities and villages to aid the Milwaukee and Northern Railway Company.

No. 528, A.,

A bill to incorporate the Galesville and Trempealeau Railroad Company.

No. 532, A.,

A bill to repeal chapter 32 of the private and local laws of 1859, of the State of Wisconsin, entitled an act to incorporate the Superior and State Line Railroad Company, and all acts supplementary thereto or amendatory thereof.

No. 600, A.,

A bill to prohibit poisoning dogs in the city of Milwaukee.

No. 595, A.,

A bill to extend the time for the collection of taxes in Iowa county for the year 1870.

No. 366, A.,

A bill to enable the city of Madison, in this State, to subscribe to the stock of the Baraboo Air Line Railroad Company, its successors or assigns, and to pay for the same.

No. 627, A.,

A bill to empower the president and trustees of the village of Whitewater, to provide security against losses by fire, and to provide for payment therefor, by a tax upon certain property.

No. 497, A.,

A bill to incorporate the Craig Mining Company,

No. 415, A.,

A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac.

No. 400, A.,

A bill to incorporate the Mauston Iron Manufacturing Company.

No. 392, A.,

A bill to amend chapter 267 of the private and local laws of 1858, entitled an act to incorporate the city of Stevens Point, and to repeal section 2 of chapter 123 of the private and local laws of 1859, entitled an act to amend an act entitled an act to incorporate the city of Stevens Point.

No. 335, A.,

A bill to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named.

No. 553, A.,

A bill to repeal chapter 376 of the private and local laws of the year 1867, entitled "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

No. 429, A.,

A bill to provide for the furnishing, by hotel and inn keepers, of a means of escaping in case of fire.

No. 561, A.,

A bill to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Avoca in the county of Iowa.

No. 717, A.,

A bill in relation to taxes on certain real estate in Trempealeau county.

No. 697, A.,

A bill to appropriate to Albert A. See a sum of money therein named.

No. 452, A.,

A bill to amend chapter 407 of the private and local laws of 1869, entitled an act to incorporate the Bayfield and St. Croix Railway Company.

No. 515, A.,

A bill to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 132 of the revised statutes, entitled of issues, mode of trial and judgment in civil cases.

No. 505, A.,

A bill to enable damages in certain cases to be paid by the first ward of the city of Oshkosh.

No. 422, A.,

A bill to remove a toll gate upon the Milwaukee and Waukesha plank road.

No. 572, A.,

A bill to incorporate the Wisconsin and Michigan Construction and Manufacturing Company.

No. 559, A.,

A bill relating to the disposition of a portion of the drainage fund in Monroe county.

No. 447, A.,

A bill to incorporate the German Evangelical Lutheran Kreuz Gemeinde unaltered Ausburger Confession, of the ninth ward of the city of Milwaukee, Wisconsin.

No. 226, A.,

A bill providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 463, A.,

A bill to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 359, A.,

A bill to appropriate to Adolph Haster, the sum of money therein named.

No. 449, A.,

A bill to amend chapter 324, general laws of 1864, entitled an act to aid the Tomah and Lake St. Croix Railroad Company.

No. 476, A.,

A bill to amend section 2 of chapter 326 of the private and local laws of 1870, approved March 15, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

No. 681, A.,

A bill to provide for transcribing certain public records in the county of Winnebago.

No. 488, A.,

A bill to amend chapter 55, general laws of 1870, entitled an act to amend chapter 19 of the revised statutes, entitled of highways and bridges.

No. 552, A.,

A bill to protect and regulate the business of fishing in certain counties in this state.

No. 546, A.,

A bill for the preservation of fish in the counties of St. Croix, Polk and Barron.

No. 239, A.,

A bill to incorporate the Wagon Landing Dam and Mill Company.

No. 290, A.,

A bill to incorporate the Gymnastic Association "Sokol," in the city of Milwaukee.

No 165, A.,

A bill to incorporate the Fox Lake Agricultural Stock and Mechanical Association.

No. 643, A.,

A bill to provide for a set of weights and measures in the towns in this state.

No. 224, A.,

A bill to incorporate the Huntington Manufacturing Company

No. 504, A.,

A bill for the relief of school district No. 6 in the town of Berry, Dane county.

THOMAS SANDERSON,

*Chair*

The committee on Engrossed Bills respectfully report that they have examined the following bills and find them correctly engrossed:

No. 485, A.,

A bill to enable the city of Milwaukee to construct water works and to carry on and manage the same.

No. 474, A.,

A bill to authorize the appropriation of money in the county of Milwaukee for the purpose of improving certain grounds for the use of the State Agricultural Society.

No. 404, A.,

A bill to repeal chapter 489 of the private and local laws of 1860, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled an act to incorporate the borough of Fort Howard and acts amendatory thereto, approved March 18, 1856.

No. 609, A.,

A bill to amend section 4, of chapter 175, of the general laws of 1869, entitled an act to amend sections 6, 15 and 29, of chapter 180, of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

A. ROOD,

*Chairman*

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled:

No. 282, A.,

A bill to consolidate all acts now in force for the government and management of the State Prison, and to amend the same.

No. 581, A.,

A bill to amend chapter 150 of the private and local laws of 1860, entitled an act to revise, consolidate and amend the act to incorporate the city of Green Bay and the several acts amendatory thereto.

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and to levy a tax and issue town orders therefor.

No. 804, A.,

A bill to incorporate the Rock Prairie Railroad Company.

No. 548, A.,

A bill to incorporate the village of Winneconne, in the county of Winnebago.

THOS. SANDERSON,

*Chairman.*

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### REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred

Jt. Res. No. 18, A.,

Proposing to amend sections 4, 5 and 11 of the constitution of this State (relative to minority representation and biennial sessions.)

Also, -

Jt. Res. No. 22, A.,

Requesting the Governor to appoint five commissioners to ascertain what amendments are necessary to the constitution of the State, and report the same to the next Legislature,

Have had the same under consideration, and report the same back to the Assembly and recommend their passage.

J. S. CURTIS,

D. N. MAXON,

J. HAMMOND.

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The delegates composing the fourth judicial circuit to whom was referred

No. 174, S.,

A bill to fix the time of holding the terms of the circuit court in the fourth judicial circuit,

Have had the same under consideration and have instructed me to report the same back with an amendment, and recommend its passage when so amended.

H. SMITH,

On motion of Mr. Thorn,

The rules were suspended,

The amendment reported to

No. 174, S.,

Was concurred in and

Said bill was read a third time and concurred in.

## MESSAGE FROM THE GOVERNOR.

## STATE OF WISCONSIN,

## EXECUTIVE DEPARTMENT,

Madison, March 16, 1871.

*To the Honorable the Assembly :*

No. 168, A.,

An act entitled an act for the relief of the town of Royalton, in the county of Waupaca, and to provide for the draining of the swamp and overflowed lands in said town.

Has been presented to me for signature, from which I deem it my duty to withhold approval

This bill authorizes the town named in the title to draw from the State treasury, and use for drainage purposes, the proceeds of the sales of the lands therein belonging to the normal school fund. The division of the swamp and overflowed lands and the proceeds thereof made by the act of 1865, (chapter 537 of the general laws of that year), ought not in any particular to be disturbed. If one town is allowed this privilege, there is no good reason why another should not be, and in a very short time this fund, which belongs equally to every town in the State, will thus be destroyed.

While the state is erecting costly buildings for the normal schools, and experience is demonstrating that they are among the most important and valuable of our public institutions; while for their support every dollar derivable from this fund is needed, there is every reason why it should not be lessened by such legislation as this.

The objects of this bill are not fully stated in the title; the same gives no intimation that the normal school funds are to be interfered with. I am confident that it would not have received the sanction of the legislature had its provisions been generally understood by the members.

The present disposition of the swamp lands and funds derived therefrom meets with almost universal approbation, and I feel assured that the people of the State would condemn any legislation which opened a door to the diversion of the normal school fund from the sacred use to which it is now devoted.

With these objections, I return the bill to your honorable body in which it originated.

LUCIUS FAIRCHILD.

The question being shall the bill pass,

The objections of his Excellency, the Governor, to the contrary notwithstanding?

The Assembly refused to pass said bill,

By the following vote :

None voting in the affirmative.

Those voting in the negative were

Messrs. Arnold, Atwater, Bacon, Bailey, Baker, Ball, Barnard, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Dana, Davis, Dick, Eastman, Field, Galaghan, Hall, Hammond, Harris, Heindel, Hixon, Hoskins, Humphrey, Jeffers, Judd, Keenan, King, Knell, Lonergan, Marvin, Maxon, McCormick, McDill, McIntosh, Merrill, Meyer, Mihills, Montgomery, More, Moulton, Oetting, Orion, Pease, Pengra, O. S. Powell, R. T. Powell, Rankin, Rhodes, Richards, Richter, Rood, Rounds, Sanderson, Semmann, Sherman, Swain, Thorn, Torgerson, Vaughn, Wagner, S. A. White and Mr. Speaker Smith—63.

Those absent or not voting were

Messrs. Allen, Anderson, Ayres, Barnes, Bate, Blake, Chambers, Chase, Cheney, Coons, Cousins, Curtis, Fay, Fitzgerald, Freeman, Fryer, Hinkley, Holloway, Hoyer, C. M. Hoyt, J. W. Hoyt, Kunis, Manson, McDonald, Merriam, Morgan, Nichols, Ockler, Petersen, Rusch, Samuelson, Semple, Smith Trumer, Watts, Weiland J. S. White—37.

## EXECUTIVE MESSAGE.

### STATE OF WISCONSIN,

#### EXECUTIVE DEPARTMENT,

MADISON, March 17, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive signature and have been deposited in the office of the secretary of state :

No. 546, A.,

An act for the preservation of fish in the counties of St. Croix, Polk and Barron,

No. 239, A.,

An act to incorporate the Wagon Landing Dam and Mill Company.

No. 224, A.,

An act to incorporate the Huntington Manufacturing Company.

No. 165, A.,

An act to incorporate the Fox Lake Agricultural, Stock and Mechanical Association.

No. 392, A.,

An act to repeal section 2 of chapter 888 of the private and local laws of 1870, and to revive section 4 of chapter 267 of the private and local laws of 1868, entitled an act to incorporate the city of Stevens Point.

No. 476, A.,

An act to amend section 2, chapter 326, of the private and local laws of 1870, approved March 15th, 1870, entitled an act to incorporate the Superior and St. Croix Railroad Company.

No. 359, A.,

An act to appropriate to Adolph Haster, the sum of money therein named.

No. 335, A.,

An act to authorize the supervisors of the county of Clark to levy a tax for the purposes therein named.

No. 463, A.,

An act to amend an act entitled an act to consolidate the act incorporating the village of Menasha, approved April 10, 1866.

No. 290, A.,

An act to incorporate the Gymnastic Association, "Sokol," the city of Milwaukee.

No. 643, A.,

An act to provide for a set of weights and measures in the several towns in this state.

No. 452, A.,

An act to amend chapter 407 of the private and local laws of 1866 entitled an act to incorporate the Bayfield and St. Croix Railroad Company.

No. 422, A.,

An act to remove a toll gate on the Milwaukee and Waukesha plank road.

No. 515, A.,

An act to construe section one of chapter 101 of the general laws of 1869, entitled an act to amend section 12 of chapter 132 of the revised statutes, entitled of issues, mode of trial and judgment in civil cases.

No. 505, A.,

An act to enable damages in certain cases to be paid by the fire ward of the city of Oshkosh.

No. 607, A.,

An act to appropriate to Albert A. See a sum of money therein named.

No. 226, A.,

An act providing for the annexation of certain territory to the town of Arlington, in Columbia county.

No. 447, A.,

An act to incorporate the German Evangelical Lutheran Kreuz Gemeinde Unaltered Ausburger Confession of the Ninth Ward, city of Milwaukee, Wis.

No. 552, A.,

An act to protect and regulate the business of fishing in certain counties in this state.



No. 488, A.,

An act to amend chapter 55, general laws of 1870, entitled an act to amend chapter 19 of the revised statutes, entitled of highways and bridges.

No. 561, A.,

An act to amend chapter 35 of the private and local laws of 1870, entitled an act to incorporate the village of Avoca in the county of Iowa.

No. 429, A.,

An act to provide for the furnishing, by hotel and inn keepers, of means of escape in case of fire.

No. 553, A.,

An act to repeal chapter 376 of the private and local laws of the year 1867, entitled "an act to authorize the county board of supervisors of Buffalo county to levy a special tax for road purposes."

No. 559, A.,

An act relating to the disposition of a portion of the drainage fund in Monroe county.

No. 681, A.,

An act to provide for transcribing certain public records in the county of Winnebago.

No. 572, A.,

An act to incorporate the Wisconsin and Michigan Construction and Manufacturing Company.

No. 504, A.,

An act for the relief of school district No. 6 in the town of Boxbury, Dane county.

No. 500, A.,

An act to incorporate the Wisconsin State Line Railroad Company.

No. 485, A.,

An act to incorporate the Sparta and Neillsville Railroad Company.

No. 448, A.,

An act to incorporate the German-English School Association of Racine.

No. 249, A.,

An act to revise and consolidate an act, entitled an act to incorporate the Wisconsin Valley Railroad Company, approved October 13th, 1856, and the various acts amendatory thereto.

No. 396, A.

An act to amend chapter 330, private and local laws of 1866, entitled an act to incorporate the village of Baraboo.

No. 171, A.,

An act for the preservation of fish in Lake Winnebago and Fox river.

No. 483, A.,

An act to authorize the Wisconsin Northern Railroad Company to receive subscriptions of stock from towns, cities and villages on the line of said road.

No. 296, A.,

An act to repeal sections 4 and 8 of chapter 160 of the general laws of 1859, and re-enact section 4 of chapter 61 of the revised statutes as amended by section 1 of chapter 202 of the general laws of 1860, entitled an act to prescribe the rate of interest.

No. 881, A.,

An act to authorize Geo. E. More, J. P. More and their associates to erect and maintain booms on the Little Wolf river, in the county of Waupaca.

M. O. No. 12, A.,

Memorial to Congress for aid to the Milwaukee and Northern Railway.

LUCIUS FAIRCHILD.

### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 277, S.,

A bill to incorporate the Red Wing and Menomonee Railway Company.

No. 250, S.,

A bill to provide for hens in certain cases.

No. 178, S.,

A bill to incorporate the Northern Wisconsin Agricultural and Mechanical Association,

No. 247, S.,

A bill to authorize John E. Jones to perform certain acts,

No. 279, S.,

A bill to amend an act, entitled an act to amend chapter 188 of the private and local laws of 1868, entitled an act to amend an act to incorporate the village of Elkhorn.

And has amended and concurred in as amended,

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers.

No. 726, A.,

A bill to authorize the city of Stevens Point to aid in the construction of a normal school building in said city.

And has concurred in

No. 586, A.,

A bill to legalize the returns of the Portage County Agricultural Society.

No. 648, A.,

A bill to incorporate the United Cemetery Association, of the town of Abbott, in the county of Sheboygan, Wis.

No. 610, A.,

A bill to incorporate the Milwaukee Yacht Club.

No. 420, A.,

A bill to incorporate the Scandinavian Brother Association.

Jt. Res. No. 29, A.,

Joint resolution agreeing to an amendment to article 4 of the constitution of the State of Wisconsin.

And has amended and concurred in as amended.

No. 215 A.,

A bill to provide for the laying out and establishing of a State road from Kudd's mill, in the town of Eaton, in Monroe county, to Morrison Creek, in the town of Albion, in the county of Jackson, and to appropriate the drainage funds of the towns through which such road shall pass, for the purpose of grading and improving the same.

No. 675, A.,

A bill to amend the 20th subdivision of section 22 of chapter 826, general laws of 1865, entitled an act to incorporate the village of Darlington, approved April 7, 1865.

And has indefinitely postponed,

No. 482, A.,

A bill to authorize the treasurer of the town of Highland, county of Iowa, to pay over certain moneys to the overseer of highways in the village of Highland, county of Iowa.

No. 292, A.,

A bill to authorize the city of Milwaukee to make certain improvements, and to levy a special tax in the 9th ward of the city of Milwaukee.

No. 459, A.,

A bill to amend section 4 of chapter 195 of the general laws of 1859, entitled an act authorizing the redemption of lands sold under foreclosure of mortgage, hereafter executed by judgment or decree of court.

And to present you for signature

No. 171, S.,

A bill to amend chapter 275 private and local laws of 1870, entitled an act to incorporate the city of Manitowoc.

No. 226, S.

A bill to amend an act, entitled "an act to incorporate the Waupaca Union School District, in the county of Waupaca."

No. 267, S.,

A bill to appropriate to S. K. Vaughan the sum of \$9,85.

No. 290, S.

A bill to amend sections 48 and 102 of chapter 155, of the general laws of 1868, entitled an act to codify the laws of this State, relating to common schools.

No. 280, S.,

A bill to incorporate the Pine River Improvement Company,

**SENATE MESSAGE CONSIDERED.**

On motion of Mr. Rood,  
The Assembly refused to concur in the Senate amendments to  
No. 184, A.  
The Senate amendments to  
Nos. 215 and 726, A.,  
Were severally concurred in.  
The following Senate bills were severally read a first and second  
times and referred.  
No. 178, S.,  
To the committee on Agriculture.  
Nos. 247 and 250, S.,  
To committee on Judiciary.  
No. 270, S.,  
To select committee of one—Mr. P. R. Briggs.  
No. 277, S.,  
To committee on Railroads.

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**MESSAGE FROM THE SENATE.**

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has passed and asks  
the concurrence of the Assembly in

No. 805, S.,

A bill to incorporate the Milwaukee Construction Company.

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**SENATE MESSAGE CONSIDERED.**

No. 805, S.,  
Was read a first and second times, and  
On motion of Mr. Bailey  
Referred to committee on incorporations.

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**| SENATE BILLS ON A THIRD READING.**

Jt. Res. No. 12, S.,  
Joint resolution to amend section 4 of article 7 of the constitu-  
tion of the state of Wisconsin.  
Was read a third time and concurred in,  
By the following vote :

Those voting in the affirmative were

Messrs. Ayres, Bailey, Barnard, Bowen, Bremner, P. R. Briggs, Cousins, Curtis, Dana, Davis, Eastman, Field, Freeman, Hall, Heimdal, Hixon, Hoskins, Humphrey, Jeffers, Judd, Keenan, Knell, Kuntz, Marvin, Maxon, McCormick, McDonald, Merrill, Meyer, Morgan, Oetling, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Richards, Richter, Rood, Rounds, Russch, Sanderson, Sherman, Smith, Swain, Thorn, Vaughn, Weil, J. S. White, S. A. White and Mr. Speaker Smith—51.

Those voting in the negative were

Messrs. Bacon, Ball, D. W. Briggs, Coons, Galagan, Hammond, Hinkley, O. M. Hoyt, Loneragan, Montgomery and Wagner—11.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Atwater, Baker, Barnes, Bate, Blake, Chambers, Chase, Cheney, Dick, Fay, Fitzgerald, Fryer, Harris, Holloway, Hoyer, J. W. Hoyt, King, Manson, McDill, McIntosh, Merriam, Mills, More, Moulton, Nichols, Ockler, Peterson, Rankin, Rhodes, Samuelson, Semmann, Sample, Torgerson, Trumer and Watts—38.

### LEAVE OF ABSENCE

Was granted

To Messrs. Anderson, Allen, McDill, Coons, Nichols and Merriam indefinitely, and

To Mr. Nichols, after to-morrow at 12 M., indefinitely.

To Messrs. More and Blake to Tuesday next, and

To Messrs. Ayres, Vaughn, Hinkley, Jeffers, Eastman, Keenan and Swain to Monday evening next, and

To Mr. Bate until this evening.

Mr. Curtis moved that when the Assembly adjourn, it be to 7 1/2 o'clock P. M.

Which motion prevailed.

Mr. Hammond moved that the vote by which the Assembly on yesterday refused engrossment to

No. 687, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns and cities, and incorporated villages, in borrowing money, contracting debts, and loaning their credit,

Be reconsidered, and that the consideration of the motion to reconsider, be postponed to Monday evening next.

Mr. Curtis moved to lay the motion to postpone on the table.

Mr. Maxon moved a

## CALL OF THE HOUSE,

Which motion being seconded, and  
The roll being called,  
The following gentlemen answered to their names :  
Messrs. Bacon, Bailey, Baker, Ball, Barnard, Bowen, Bremner,  
D. W. Briggs, P. B. Briggs, Coates, Cousins, Curtis, Dana, Dick,  
Field, Freeman, Galagan, Hall, Hammond, Harris, Heimdal,  
Hixon, Hoskins, Hoye, O. M. Hoyt, Humphrey, Jeffers,  
Judd, Keenan, King, Knoll, Kuntz, Lonergan, Marvin, Maxon,  
McGowanick, McDonald, Merrill, Mihills, Montgomery, More, Ot-  
ling, Orten, Pease, Pengra, O. S. Powell, R. T. Powell, Richards,  
Richter, Rood, Rouda, Rusch, Sanderson, Sherman, Smith, Swain-  
Thorn, Vaughn, Wagner, Well, J. S. White and Mr. Speaker  
Smith.  
And before the absentees with and without leave were announced,  
On motion of Mr. Field,  
The Assembly adjourned.

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7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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SENATE BILLS ON THIRD READING. •

No. 107, S.,

A bill to organize a State Board of Charities and Reforms,

Was read a third time, and

By unanimous consent,

Mr. Merrill offered the following amendment :

Amend section eleven by adding : " And there is hereby appro-  
priated out of any money in the treasury not otherwise appropriated,  
a sum sufficient to comply with the provisions of this act."

Which amendment was adopted, and

Said bill, as amended, was concurred in,

By the following vote :

Those voting in the affirmative were :

Messrs. Arnold, Atwater, Bacon, Baker, Bowen, Bremner,  
D. W. Briggs, P. R. Briggs, Chambers, Cousins, Curtis, Davis,  
Field, Freeman, Hall, Hammond, Hixon, Hoskins, J. W. Hoyt,  
Judd, King, Kuntz, Merrill, Montgomery, Morgan, More, Orten,

Pease, Pengra, O. S. Powell, R. T. Powell, Richter, Rounds, Sanderson, Sherman, Smith, Thorn, Vaughn, J. S. White and Mr. Speaker, Smith—40.

Those voting in the negative were

Messrs. Bailey, Ball, Barnard, Barnes, Coons, Dana, Dick, Fryer, Galagan, Harris, Heimdal, Hinkley, Humphrey, Lonergan, Maxon, McCormick, McDonald, Monlton, Ostling, Rhodes, Richards, Rood, Busch, Torgerson, Watts, Weil, and S. A. White—27.

Those absent or not voting were

Messrs. Allen, Anderson, Ayres, Bate, Blake, Chase, Cheney, Eastman, Fay, Fitzgerald, Holloway, Hoyer, C. M. Hoyt, Jeffers, Keenan, Knoll, Nanson, Marvin, McDill, McIntosh, Merriam, Meyer, Mihills, Nichols, Ockler, Peterson, Rankin, Samuelson, Semmann, Semple, Swain, Trumer and Wagner—84.

### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills report that they have examined and find correctly enrolled :

Jt. Res. No. 29, A.,

Joint resolution agreeing to an amendment to article 4 of the constitution of the State of Wisconsin.

THOS. SANDERSON,

*Chairman.*

Said joint resolution was signed by the Speaker.

The said committee also report said resolution as presented to the Governor for his approval.

THOS. SANDERSON,

*Chairman.*

The committee on Judiciary, to whom was referred No. 198, S.,

A bill to amend chapter 14, revised statutes, entitled of resignations, vacancies and removals, and of the supplying of vacancies,

Have had said bill under consideration, and have instructed me to report it back with the recommendation that it be concurred in.

D. HALL,

*Chairman.*

The committee on Railroads to whom was referred the following bills, have had the same under consideration, and respectfully report the same back to the House as follows :

No. 724 A.,

A bill to incorporate the Fox River and State Line Railroad Company.

The majority of the committee recommend that it be indefinitely postponed.

No. 297, S.,

A bill to authorize the county of La Fayette to issue its bonds and take stock to build, equip and complete a railroad to a certain point within said La Fayette county westwardly from the village of Monroe, in Green county,

Without amendment, and recommend that it be concurred in.

No. 252, S.,

A bill to authorize the West Wisconsin Railroad Company to keep and maintain bridges across the Black, Eau Claire, Chippewa, Menominee and Red Cedar rivers,

Without amendment and recommend that it be concurred in.

No. 51, S.,

A bill to extend the provisions of chapter 79 of the revised statutes, entitled of railroads, to the Manitowoc and Minnesota Railroad Company, and authorizing a branch road,

Without amendment, and recommend that it be concurred in.

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers,

Without amendment, and recommend that it be referred to committee on Judiciary.

J. S. CURTIS,  
*Chairman.*

No. 605, A.,

Was so referred.

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The committee on Incorporations, to whom was referred

No. 305, S.,

A bill to incorporate the Milwaukee Construction Company,

Have had the same under consideration, and respectfully report the said bill back without amendment, and recommend that its passage be concurred in.

J. A. BAKER,  
*Chairman.*

On motion of Mr. Richards,

The rules were suspended, and

No. 305, S.,

Was read a third time and concurred in.

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The committee on Judiciary to whom was referred the following bills, have had the same under consideration, and have instructed me to report them back as follows:

No. 696, A.,

A bill to provide for the advertising and sale of lands for unpaid taxes in the county of Adams,



Without amendments, and with the recommendation it do pass.

No. 208, S.,

A bill to authorize the village of Stoughton, in Dane county, to vote a tax to aid in the erection of buildings for the Norwegian-American Academy of Stoughton,

With an amendment, with the recommendation said bill be concurred in when so amended.

No 75, S.,

A bill relating to courts held by justices of the peace, and to amend sections 5, 6, 7, 8, 9, 35, 36 and 37 of chapter 120, revised statutes, entitled "of courts held by justices of the peace, and to repeal section 1, chapter 80, of the general laws of 1870, entitled "of courts held by justices of the peace.

No. 128, S.,

A bill relating to towns and town officers, and amendatory of section 78, chapter 15, of the revised statutes,

With recommendation that said bills be indefinitely postponed.

D. HALL,  
*Chairman.*

On motion of Mr. Orton,  
The rules were suspended,  
The amendment reported to

No. 208, S.,

Was adopted, and

Said bill was read a third time and concurred in.

## REPORTS OF SELECT COMMITTEES.

The select committee to whom was referred

No. 580, A.,

A bill to amend chapter 59 of the local laws of 1869, entitled "an act to incorporate the city of Fond du Lac," and to repeal chapter 124 of the private and local laws of 1867, entitled "an act to consolidate and amend the act to incorporate the city of Fond du Lac," and the several acts amendatory thereof, and to amend an act entitled "an act to consolidate the several school districts in the city of Fond du Lac," and the several acts amendatory thereof, approved February 14, 1868,

Have had the same under consideration and report the same back with amendments, and recommend the passage of the same when amended.

Also,

No. 662, A.,

A bill to provide for two municipal courts in the city of Fond du Lac,

And report the same back with a substitute, and recommend the adoption and passage of the substitute.

GERRIT T. THORN,  
*Chairman.*

On motion of Mr. Thorn,  
The rules were suspended,  
The amendments reported to  
No. 580, A.,  
Were concurred in, and  
Said bill was read a third time and passed.  
On motion of Mr. Thorn,  
No. 662, A.,  
Was referred to a select committee of one—Mr. Wagner.

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 109, S.,

A bill to appropriate to M. W. Stevens a sum of money therein named.

And has concurred in the Assembly amendments to

No. 178, S.,

A bill to authorize certain towns, cities and villages therein named to aid the Milwaukee Northwestern railway company.

And

No. 206, S.,

A bill to apply the drainage fund of certain towns in Waupaca county for drainage purposes, and to improve certain roads therein.

And has concurred with the Assembly in the passage of

No. 244, A.,

A bill to amend chapter 258 of the private and local laws of 1868, and chapter 352 of the private and local laws of 1866, entitled an act to incorporate the Keshena Improvement Company.

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same,

And has amended and concurred in as amended,

M. C. No. 11, A.,

Memorial of the Legislature of the State of Wisconsin for the relief of the farm mortgagors of this State.

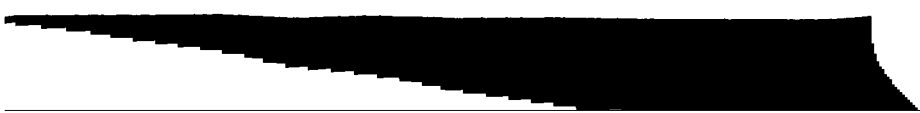
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## SENATE MESSAGE CONSIDERED.

No. 109, S.,

Was read a first and second time and referred

To the General File.



M. C. No. 11, A..

Was, on motion of Mr. Maxon, referred,  
To a Select committee of one, Mr. Weil.

## SENATE MESSAGE OF THIS MORNING CONSIDERED.

The Senate amendment to  
No. 675, A.,

A bill to amend the 20th sub-division of section 22 of chapter 826 of the general laws of 1865, entitled an act to incorporate the village of Darlington, approved April 7, 1865,  
Was concurred in.

## MISCELLANEOUS PROCEEDINGS.

Mr. Field moved that the clerk be instructed to amend the title to  
No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, to build a free bridge across the Wisconsin river at Boscobel, and levy a tax and issue town orders therefor,

Which motion prevailed.

And said title as amended is,

No. 678, A.,

A bill to authorize the town of Boscobel, in the county of Grant, and other towns therein mentioned in the county of Crawford, to build a free bridge across the Wisconsin river at Boscobel, and to authorize the levy of a tax and the issue of town orders therefor..

Mr. Hammond moved that the vote by which a third reading was refused to

No. 637, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns, cities and incorporated villages in borrowing money, contracting debts and loaning their credit,

Be reconsidered, and moved that the consideration of said motion to reconsider be postponed until Monday evening next.

Mr. Montgomery moved that the motion to reconsider be laid upon the table.

Mr. Maxon moved a

## CALL OF THE HOUSE,

Which motion being seconded,

The roll being called,

The absentees with leave were :

Messrs. Allen, Anderson, Ayres, Bate, Blake, Cheney, Coons, Eastman, Fay, Fitzgerald, Galagan, Hinkley, Holloway, Jeffers, Keenan, Knoll, McDill, Merriam, Nichols, Ockler, Rankin, Samuelson, Semman, Swain and Trumer.

The absentees without leave were  
Messrs. Barnes, Chase, Hoye, C. M. Hoyt, Manson, Marvin, McIntosh, Meyer, Peterson and Semple.

Mr. Field moved that farther proceedings under the call be dispensed with,

Which motion prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Bacon, Bailey, Baker, Bowen, Bremner, D. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Fie Hall, Hammond, Harris, Heimdal, Hixon, Hoskins, J. W. Humphrey, Judd, King, Kuntz, Lonergan, Marvin, Maxon, McCormick, McDonald, Merrill, Mibilla, Montgomery, Morgan, Moulton, Oetling, Orton, Pease, Pengra, Peterson, O. S. Powell, R. T. Powell, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Sherman, Smith, Thorn, Torgerson, Vaughn, Wagner, Watt Weil, J. S. White, S. A. White and Mr. Speaker Smith—60.

Those voting in the negative were

Messrs. Ball, Dick, Fryer and Rhodes—4.

Those absent or not voting were

Messrs. Allen, Anderson, Atwater, Ayres, Barnard, Barnes Bate, Blake, P. R. Briggs, Cheney, Coons, Eastman, Fay Fitzgerald, Freeman, Galagan, Hinkley, Holloway, Hoye, C. M. Hoyt, Jeffers, Keenan, Knoll, Manson, McDill, McIntosh, Merriam Meyer, Nichols, Ockler, Rankin, Samuelson, Semmann, Semple Swain and Trumer—36.

The recurring on the motion to table the motion to reconsider,

The Assembly refused to lay said motion on the table,

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Atwater, Barnes, Bowen, Bremner, Chambers Cousins, Curtis, Dana, Field, Freeman, Fryer, Hoskins, Humphrey, King, Kuntz, Lonergan, Marvin, Mibilla, Montgomery, More, Pease, O. S. Powell, Richards, Richter, Rounds, Sanderson, Thorn, Vaughn, Wagner, Weil and J. S. White—32.

Those voting in the negative were

Messrs. Bacon, Bailey, Ball, Barnard, D. W. Briggs, P. R. Briggs, Chase, Davis, Dick, Hall, Hammond, Harris, Heimdal, Hixon, J. W. Hoyt, Judd, Maxon, McCormick, McDonald, Merrill, Morgan, Moulton, Oetling, Orton, Pengra, R. T. Powell, Rankin, Rhodes, Rood, Rusch, Sherman, Smith, Torgerson, Watts and Mr. Speaker Smith—35.

Those absent or not voting were

Messrs. Allen, Anderson, Ayres, Baker, Bate, Blake, Cheney, Coons, Eastman, Fay, Fitzgerald, Galagan, Hinkley, Holloway, Hoye, C. M. Hoyt, Jeffers, Keenan, Knoll, Manson, McDill, McIntosh, Merriam, Meyer, Nichols, Ockler, Peterson, Samuelson, Semmann, Semple, Swain, Trumer and S. A. White—33.

And the motion to postpone the consideration of the motion to reconsider prevailed.

## EXECUTIVE MESSAGE.

### STATE OF WISCONSIN,

#### EXECUTIVE DEPARTMENT,

Madison, March 17, 1870.

*To the Honorable, the Legislature :*

I have the honor herewith to lay before your honorable body a petition of N. S. Turner, in behalf of certain parties which, in my judgment, ought to receive your attention, in justice to the persons whose grievances are therein set forth.

LUCIUS FAIRCHILD.

His Excellency, LUCIUS FAIRCHILD.

*Governor of Wisconsin,*

SIR : The undersigned, your petitioners respectfully represent, that on or about the year 1850, Nicholas Hemman, Nicholas Reich, Michael Groff, Joseph Welster, Charles Peter and Jacob Lautgen or their grantors, became the purchasers from the State of Wisconsin of the lands hereinafter described to wit : Lots 1, 2 and 3, or the north-west fractional quarter and the north half of the south-west fractional quarter of section 18, in town 12 north of range 23 east, in Ozaukee county, Wisconsin, containing about one hundred and seventy acres, the said lands being so purchased or now held in parcels by the said parties respectively ; that the total amount paid therefor was the sum ——— dollars ; that under the patents issued therefor the parties aforesaid went into possession and occupation of said lands, and made great and valuable improvements thereon, the improvements so made being of the value in the whole of not less than the sum of eight thousand dollars ; that such improvements were so made in good faith and while relying upon the title so acquired from the State of Wisconsin.

And your petitioners further represent that one John F. Johnson now claims to have the title to said lands under a patent from the United States, issued therefor to one Andrew Jackson, in the year 1865. That your petitioners do not deem it necessary to state the reasons, omissions and errors, because of which the State of Wisconsin was induced to issue its patents for lands, the title to which was then in the United States, but that it is sufficient to say that such is the fact and that thereby the parties named have made great expenditures which they are likely to lose, to their great and irretrievable injury. That the said John F. Johnson caused an action of ejectment to be brought in the United States District Court for the then district

of Wisconsin against one of the parties above named, to recover the possession of so much of said premises as were held by him, and although said action was by able counsel diligently and faithfully defended, yet, on or about the twentieth day of April, A.D. 1870 judgment in favor of the said Johnson and against said party was rendered therein; that like actions were at the same time brought against each other of the parties named, and under a stipulation made in each of the same to abide the decision in the action first referred to, the plaintiff is entitled to judgment therein at the term of the United States District Court for the eastern district of Wisconsin, to-wit: in the month of April next.

And your petitioners further represent that the said John F. Johnson, the plaintiff in said action, has expressed his willingness and entered into agreements with said parties to settle the said actions and transfer to them his interest in their lands aforesaid respectively, upon the receipt from them of the sum of fifteen dollars per acre—a sum in the whole amounting to \$2,550—which sum must be by them paid, under such agreement on or before the sitting of said court in April next. That said sum is much less than the value of the plaintiff's interest in said lands, and much less than, in case of a recovery against them, they will lose, and much less than the sum which in equity the state should repay to them.

Wherefore your petitioner prays that with all convenient speed you will send to the legislature a communication setting forth the nature of the claim of said parties, and asking in their name that the state shall make an appropriation for such payments to them as will enable them to make the proposed settlements with said Johnson, and in all will so appropriate the sum of \$2,550, and the costs of suit, at the present session; and your petitioners will ever pray, etc.

Dated, March 17, 1871.

N. S. TURNER,  
Petitioner for  
NICHOLAS HEMMEN,  
NICHOLAS REICH,  
MICHAEL GROFF,  
JOSEPH WESTER,  
CHARLES PETER,  
JACOB LAUTGEN.

On motion of Mr. Maxon,  
The above communication was referred to the committee on  
Claims.

## STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

Madison, March 17, 1871:

*To the Honorable, the Assembly :*

No. 613, A.,

An act entitled an act to vacate a part of the plat of the city of Hudson, in St. Croix county, Wisconsin,

Has been presented to me for approval, from which I deem it my duty to withhold my signature.

In addition to the general objection to this kind of legislation, is the fact that a bill to vacate the same plat described in this bill was introduced and passed by the Legislature of 1868, from which the Executive withheld approval. Now, after a lapse of three years, the same relief is sought again at the hands of the present Legislature, and is granted.

Under the provisions of chapter 85 of the general laws of 1866, county supervisors are vested with power to alter or vacate any city, town or village plat. The circuit court, also, has power to alter or vacate any portion of a town, city or village plat. In each of these tribunals due notice is required to be given to all parties interested.

The question naturally arises why have not the parties desiring this vacation applied to the local tribunals having power to grant it, where all interested could have an opportunity to be heard, and where their rights could be properly protected? It seems fair to presume that such application would have been made, instead of coming again to the legislature, if there were no valid objections to granting the vacation to be effected by this bill.

Doubting the propriety of granting the relief sought under such circumstances, I return this bill without approval.

LUCIUS FAIRCHILD.

## STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, March 17, 1871.

*To the Honorable, the Assembly :*

No. 612, A.,

An act entitled an act to vacate the village plat of the village of De Soto, in St. Croix county, Wisconsin,

Has been presented to me for signature, from which I deem it my duty to withhold approval.

A bill to vacate the plat described in the bill herewith returned, was passed by the Legislature of 1868, and failed to become a law by not receiving the Executive approval.

I therefore return it with the same objections stated in a message

this day sent to your honorable body, accompanying a bill to vacate a part of the city plat of the city of Hudson.

LUCIUS FAIRCHILD.

Mr. Arnold moved that the consideration of the executive message relative to bills

Nos. 612 and 613, A.,

Be postponed to to-morrow,

Which motion was lost,

And the question being,

Shall said bills pass, the objections of His Excellency the Governor to the contrary notwithstanding?

The Assembly refused to pass said bills,

By the following vote:

Mr. Barnes voting in the affirmative.

Those voting in the negative were

Messrs. Arnold, Atwater, Bacon, Bailey, Baker, Ball, Barnard, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Coons, Curtis, Dana, Davis, Dick, Field, Freeman, Fryer, Hall, Hammond, Harris, Heimdal, Hixon, Hoskins, J. W. Hoyt, Humphrey, Judd, Kuntz, Lonergan, Marvin, Maxon, McCormick, McDonald, Merrill, Mihills, Montgomery, Morgan, More, Moulton, Oetling, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson, Sherman, Smith, Thorn, Torgerson, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker Smith—64.

Those absent or not voting were

Messrs. Allen, Anderson, Ayers, Bate, Blake, Chase, Cheney, Cousins, Eastman, Fay, Fitzgerald, Galagan, Hinkley, Holloway, Hoyer, C. M. Hoyt, Jeffers, Keenan, King, Knell, Manson, McDill, McIntosh, Merriam, Meyer, Nichols, Ockler, Peterson, Rankin, Samuelson, Semmann, Semple, Swain, Trumer and Weil—85.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 124, S.,

A bill to create the office of state commissioner of immigration, and to provide for the same, and define the duties thereof,

And has amended and concurred in as amended,

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts.



Mr. Field moved that when the Assembly adjourn it be to 9 o'clock A. M. to-morrow.

Which motion prevailed.

### LEAVE OF ABSENCE

Was granted

To Messrs. Powell, Trumer, Harris, Fitzgerald, Arnold and Samuelson indefinitely.

To Messrs. Ockler and Knell until 10 A. M. to-morrow.

To Mr. Fay until Tuesday evening next.

To Mr. Sammann until Monday evening next.

To Mr. Galagan for this evening.

### BILLS REPORTED BY COMMITTEE OF THE WHOLE

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named,

Mr. Rood offered the following amendment:

Amend by adding to section 1, "and to O. B. Lapham the sum of \$79.90 out of any money in the treasury belonging to the general fund not otherwise appropriated, which shall be in full compensation for all trouble and expense incurred by the said O. B. Lapham in contesting the seat of S. W. Pierce, of Adams county, in the Assembly in 1870," and insert after the words "John Boyd," the words "and O. B. Lapham,"

Which amendments were adopted, and

Said bill was ordered to a third reading.

No. 358, A.,

A bill to amend section 8 of chapter 124 of the revised statutes entitled of the manner of commencing civil actions.

The question being on the indefinite postponement of said bill,

The Assembly refused to indefinitely postpone,

By the following vote:

Those voting in the affirmative were

Messrs. Bailey, Barnard, Bowen, Bremner, Chambers, Coons, Dana, Davis, Dick, Field, Hall, Harris, Hixon, Kunts, Losergan, Merrill, Mihills, Otting, Orton, Pease, R. T. Powell, Rasch, Samuelson, Sanderson, Sherman, Smith, Wagner and S. A. White—28.

Those voting in the negative were

Messrs. Atwater, Bacon, Baker, Barnes, D. W. Briggs, P. R. Briggs, Cousins, Fryer, Hammond, Heimdal, Hoskins, J. W. Hoyt, Humphrey, Judd, King, Marvin, Maxon, McDonald, Montgomery, Morgan, Moulton, Rhodes, Richards, Richter, Rood, Rounds, Thorn, Torgerson, Watts and J. S. White—30.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Ball, Bate, Blake, Chase, Cheney, Curtis, Eastman, Fay, Fitzgerald, Freeman, Galagan, Hinkley, Holloway, Hoye, O. M. Hoyt, Jeffers, Keenan, Knoll, Manson, McCormick, McDill, McIntosh, Merriam, Meyer, More, Nichols, Ockler, Pengra, Peterson, O. S. Powell, Rankin, Semmann, Semple, Swain, Trumer, Vaughn Weil and Mr. Speaker Smith—42.

Mr. Field offered the following amendment :

Amend by adding after the words "deputy sheriff," the word "constable."

Pending the consideration of which,

On motion of Mr. Thorn,

The Assembly adjourned.

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SATURDAY, MARCH 18, 1871,

9 O'CLOCK, A. M.

The Assembly met.

The Speaker in the chair.

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#### RESOLUTIONS INTRODUCED.

By Mr. S. A. White :

Jt. Res. No. 32, A.,

*Resolved by the Senate, the Assembly concurring,* That joint resolution No. 21, A., fixing the time beyond which no new business should be introduced at the present session of this legislature, be suspended for the purpose only, to introduce and consider a bill for the relief of Nicholas Hemman, Nicholas Risch, Michael Groff, Joseph Western, Charles Peter and Jacob Zantzen, and to appropriate to them certain sums of money therein named,

Which was adopted.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 28, A.,

Fixing the time for the final adjournment of the Legislature,

Introduced by Mr. R. S. Powell on the 18th inst., and postponed with pending amendment to this day,

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Mr. R. S. Powell offered the following as an amendment to the amendment pending :

Amend by striking out "Friday, 17th," and insert "Wednesday, the 22d inst."

On motion of Mr. Rood, the consideration of said resolution and pending amendments was postponed to Monday evening next.

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### REPORTS OF STANDING COMMITTEES.

The committee on Incorporations, to whom was referred

No. 577, A.,

A bill to incorporate the Gas Light Company of Fond du Lac,

Respectfully return the same with amendment, and recommend the passage of the same when so amended.

J. A. BAKER,  
*Chairman.*

On motion of Mr. Thorn,

The rules were suspended.

The amendment reported to

No. 577, A.,

Was concurred in, and

Said bill was read a third time and passed.

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The committee on State Affairs, to whom was referred the following bill :

No. 689, A.,

A bill in relation to insurance companies organized in this State by special charters granted for that purpose, or under general laws,

Have had the same under consideration and respectfully report the same back with recommendation that it be indefinitely postponed.

W. W. FIELD,  
*Chairman.*

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The select committee of one to whom was referred

M. O. No. 11, A.,

Memorial of the Legislature of the State of Wisconsin for the relief of the farm mortgagors of this State,

Had the same under consideration, and report the same back with recommendation that the Senate amendment be concurred in.

B. S. WEIL.

Said Senate amendment was concurred in.

The Fond du Lac county delegation, to whom was referred  
No. 814, A.,

A bill concerning the jurisdiction of the municipal court of the  
city of Ripon, in the county of Fond du Lac,  
Report the same back without recommendation.

No. 563, A.,

A bill to fix the salary of the clerk of the circuit court of the  
county of Fond du Lac,

Report the same back without recommendation.

GERRIT T. THORN,  
*Chairman.*

The Fond du Lac County Delegation, to whom were referred  
No. 283 S.,

A bill to provide for the places of holding elections in the town  
of Eldorado, county of Fond du Lac.

No. 634, A.,

A bill to authorize and empower the county board of supervisors  
of Fond du Lac county to pay back to the several towns therein the  
costs paid by them in contesting the validity of the tax voted by  
said county in aid of the Sheboygan and Fond du Lac railroad,

Respectfully return the same without recommendation.

J. A. BAKER,  
*Of the Delegation.*

#### LEAVE OF ABSENCE

Was granted indefinitely, to

Messrs. Marvin, Rhodes and C. M. Hoyt, after 12 M. to-day,

Mr. Bailey objecting in the case of Mr. Rhodes.

To Mr. Fryer after 12 M. to-day to Tuesday evening next.

Mr. Ball asked indefinite leave of absence,

Which was not granted,

Objection being made and the question taken.

Mr. Ooons asked indefinite leave, and

Objection being made and the question taken,

Leave was refused.

#### SENATE MESSAGE OF YESTERDAY CONSIDERED.

The consideration of

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts,

Received from the Senate with amendments,

Was on motion of Mr. Curtis,

Postponed to Monday evening next, and made Special Order for  
8 o'clock.

On motion of Mr. Rush,  
No. 164, S.,

A bill to amend section 1 of chapter 313 of the private and local laws of 1867, entitled an act to incorporate the village of Mayville,

Was taken up, and

The rules being suspended,

The amendments reported thereto were concurred in, and

Said bill was read a third time and concurred in.

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Mr. Curtis moved that when the Assembly adjourn, it be to Monday evening next at 7 o'clock.

Which motion prevailed.

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On motion of Mr. Thorn,  
No. 691, A.,

A bill to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon,

Was taken up,

And the rules being suspended,

Mr. Thorn offered the following amendment :

Amend by adding at the end of section one the following :

“ Provided, further, that in all cases when the board of review may have in good faith raised or lowered any assessment, or have placed upon any assessment roll any property that they may have known to have been left off from the roll by mistake, or otherwise, their action shall be deemed to have been lawful and the assessment valid.”

Mr. Cousins offered the following as an amendment to the amendment :

“ Amend the amendment by adding thereto,

“ And provided further, that in all cases if said board shall raise the amount of such assessment on any property, the owner thereof, if a resident of such town, shall be duly notified of such intention in time that such owner may be heard before such board in relation to the value thereof.”

Which amendment to the amendment was adopted, and

Said amendment, as amended, was adopted, and

Said bill, as amended, was read a third time, and passed.

## REPORTS OF SELECT COMMITTEES.

The special committee to whom was referred

No. 279, S.,

A bill to amend an act, entitled an act to amend chapter 183 of the private and local laws of 1868, entitled an act to amend an act to incorporate the village of Elkhorn,

Has had the same under consideration, and reports the same back with the recommendation that the same be concurred in.

P. R. BRIGGS.

The majority of the select committee to whom was referred,

No. 118 A.,

A bill relating to conveyances of real estate,

And

No. 134, A.,

A bill to abridge and simplify conveyances of deeds and mortgages,

Have had the same under very little consideration, and respectfully report the same back to the Assembly with the recommendation that they do pass, unless they should happen to be indefinitely postponed.

J. S. CURTIS,  
*Chairman.*

## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined the following bills and find them correctly enrolled :

No. 642, A.,

A bill to authorize the common council of the city of Janesville to levy and collect a tax of \$4,000 in the year 1871, and place the same to the credit of the school fund.

No. 755, A.,

A bill to amend chapter 162, of the private and local laws of 1871, entitled an act to authorize the Portage, Winnebago and Superior Railroad Company to extend its road west from Superior.

No. 446, A.,

A bill requiring owners of threshing machines to guard against accidents.

No. 484, A.,

A bill in relation to the board of public works in the city of Milwaukee.

No. 566, A.,

A bill to provide for the government of the Wisconsin State Hospital for the Insane.

No. 614, A.,

A bill to incorporate the village of Dartford.

THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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The committee on Judiciary to whom was referred the following bills, have had the same under consideration, and have instructed me to report them back as follows :

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers,

With the recommendation it be indefinitely postponed.

No. 247, S.,

A bill to authorize John E. Jones to perform certain acts,

With the recommendation said Senate bill be concurred in.

No. 250, S.,

A bill to provide for liens in certain cases.

With the recommendation said bill be referred to the delegation representing Brown, Calumet, Fond du Lac, Outagamie and Winnebago counties.

D. HALL,

*Chairman.*

No. 250, S.,

Was so referred.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present to you for signature

No. 303, S.,

A bill to amend chapter 169 of the private and local laws of 1871.

No. 188, S.,

A bill to amend certain sections of chapter 188 of general laws of 1863, entitled an act to authorize county supervisors to lay out and establish highways in certain cases.

No. 288, S.,

A bill to incorporate the Kenosha Manufacturing Company.

M. C. No. 2, S.,

A memorial to Congress against the repeal of the tax on incomes,

No. 192, S.,

A bill to incorporate the Singing Section of the Fris Gemeinde of the city of Milwaukee.

No. 273, S.,

A bill to incorporate the Pochquette Mining Company.

No. 186, S.,

A bill to provide for the publication of a catalogue of the library of the State Historical Society, to amend chapter 135, of the general laws of 1866, relative to the publication of certain collections of said society, and to provide for the publication of a catalogue of the state library.

No 149, S.,

A bill to authorize the town of Grand Rapids, in the county of Wood, to keep an office and hold elections within the limits of the city of Grand Rapids.

No. 204. S.,

A bill to amend section 4, of chapter 422, of the private and local laws of 1870, entitled an act to establish a Ferry across Lake St. Croix.

No. 121, S.,

A bill to repeal chapter 297 local laws of 1868, entitled an act to appropriate the drainage fund in the town of Caledonia, in Wau-paca county, for highway purposes, and chapter 124 of local laws of 1869, amendatory thereto.

No. 142, S.,

A bill to enforce the remedy by indictment against corporations.

No. 190, S.,

A bill relating to the county court of the county of Green Lake.

No. 95, S.,

A bill to amend chapter 184, revised statutes, entitled of inquest of the dead.

No. 145, S.,

A bill to incorporate the Milwaukee Bathing Institution.

Said bills were signed by the Speaker.

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 306, S.,

A bill to provide for levying and collecting a State tax for the year 1871.



## SENATE MESSAGE CONSIDERED.

No. 306, S.,

Was read a first and second times, and

On motion of Mr. Bailey,

The rules were suspended, and

Said bill was read a thlrdr time and concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Arnold, Atwater, Bacon, Bailey, Baker, Ball, Barnes, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Coons, Cousins, Curtis, Dana, Davis, Dick, Field, Freeman, Hall, Hammond, Heimdal, Hixon, Hoskins, Hoyer, J. W. Hoyt, Humphrey, Judd, King, Knell, Kuntz, Lonergan, Maxon, McCormick, McIntosh, Merrill, Meyer, Mihills, Montgomery, Moulton, Ockler, Oeding, Orton, Pease, Pengra, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Sherman, Smith, Thorn, Torgerson, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—63.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Anderson, Ayres, Barnard, Bate, P. R. Briggs, Chase, Cheney, Eastman, Fay, Fitzgerald, Fryer, Galagan, Harris, Hinkley, Holloway, O. M. Hoyt, Jeffers, Keenan, Manson, Marvin, McDill, McDonald, Merriam, Morgan, More, Nichols, Peterson, O. S. Powell, Rankin, Rusch, Samuelson, Sanderson, Semmann, Semple, Swain and Trumer—37.

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## LEAVE OF ABSENCE

Was granted to

Messrs. Bate and O. S. Powell until Monday evening next.

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## SENATE MESSAGE OF YESTERDAY CONSIDERED.

No. 124, S.,

A bill to create the office of Commissioner of Immigration, to provide for the same and define the duties thereof,

Was read a first and second times,

The reading at length being dispensed with,

On motion of Mr. Maxon, and

On motion of Mr. Maxon,

Was referred to the committee on Claims.

## SENATE BILLS ON THIRD READING.

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named,

Was read a third time and concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Bailey, Baker, Ball, Barnard, Barnes, D. W. Briggs, Coons, Cousins, Dick, Field, Freeman, Galagan, Hall, Heimdal, Hoskins, Hoyer, King, Knell, Kuntz, Lonerger, Maxon, McCormick, McIntosh, Meyer, Mihills, Montgomery, Otting, Orton, Pease, Rankin, Richards, Rood, Rounds, Sherman, Thorn, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker Smith—42.

Those voting in the negative were

Messrs. Arnold, Atwater, Bacon, Bowen, Bremner, Chambers, Curtis, Dana, Davis, Hammond, Hixon, J. W. Hoyt, Humphrey, Judd, Marvin, Merrill, Moulton, Pengra, R. T. Powell, Rhodes, Sanderson, Smith and Torgerson—23.

Those absent or not voting were

Messrs. Allen, Anderson, Ayres, Bate, Blake, P. R. Briggs, Chase, Cheney, Eastman, Fay, Fitzgerald, Fryer, Harris, Hinkley, Holloway, C. M. Hoyt, Jeffers, Keenan, Manson, McDill, McDonald, Merriam, Morgan, More, Nichols, Ockler, Peterson, O. S. Powell, Richter, Rusch, Samuelson, Semmann, Semple, Swain and Trumer—35.

And the title thereto was amended, by adding, "and to O. B. Lapham the sum of \$79.90."

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## BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

No. 720, A.,

A bill to protect hotel keepers against fraud,

Was on motion of Mr. Maxon,

Indefinitely postponed

By the following vote :

Those voting in the affirmative were

Messrs. Ball, Barnes, Bowen, Bremner, D. W. Briggs, Chambers, Dana, Dick, Hammond, Heimdal, Hixon, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Kuntz, Lonerger, Marvin, Maxon, McCormick, Merrill, Meyer, Montgomery, Morgan, Moulton, Ockler, Otting, Rhodes, Rood, Rounds, Sherman, Smith, Thorn, Torgerson, Wagner, Watts and Weil—86.

Those voting in the negative were

Messrs. Arnold, Bacon, Bailey, Baker, Barnard, Coons, Curtis, Davis, Field, Freeman, Hall, Hoskins, King, Knell, Mihills, Orton,

Pease, R. T. Powell, Richards, Richter, J. S. White, S. A. White and Mr. Speaker, Smith—25.

Those absent or not voting were

Messrs. Allen, Anderson, Atwater, Ayres, Bate, Blake, P. R. Briggs, Chase, Cheney, Cousins, Eastman, Fay, Fitzgerald, Fryer, Galagan, Harris, Hinkley, Holloway, Jeffers, Keenan, Manson, McDill, McDonald, McIntosh, Merriam, More, Nichols, Pengra, Peterson, O. S. Powell, Rankin, Rusch, Samuelson, Sanderson, Semmann, Semple, Swain, Trumer and Vaughn—39.

No. 714. A.,

A bill to authorize counties to establish and maintain high schools and to appropriate money for the purpose of giving State aid to such institutions,

Mr. Kuntz moved that the consideration of said bill be postponed to Monday evening next,

Which motion was lost.

Mr. Field moved to lay said bill on the table,

Which motion was lost.

Mr. Bailey moved to indefinitely postpone said bill, and

On motion of Mr. Weil,

Said bill was recommitted to the committee on Education.

Amendment to

No. 757, A.,

A bill to appropriate to D. L. Quaw a sum of money therein named,

Was adopted, and

Said bill was ordered engrossed, and

On motion of Mr. S. A. White,

The rules were suspended, and

Said bill was read a third time and passed

By the following vote.

Those voting in the affirmative were

Messrs. Atwater, Bailey, Baker, Ball, Barnard, Barnes, Blake, Bowen, D. W. Briggs, Chambers, Coons, Curtis, Dana, Davis, Field, Freeman, Fryer, Galagan, Hall, Hammond, Heimdal, Hixon, Hoskins, Hoyer, O. M. Hoyt, J. W. Hoyt, Humphrey, Judd, King, Knoll, Kuntz, Loneragan, Marvin, Maxon, McCormick, Merrill, Meyer, Mihills, Montgomery, Moulton, Oekler, Otling, Orton, Pease, Pengra, E. T. Powell, Rhodes, Richards, Rood, Rounds, Rusch, Sherman, Smith, Thorn, Torgerson, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker, Smith—62.

Those voting in the negative were

Messrs. Cousins and Dick—2.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Bate, Brammer, P. R. Briggs, Chase, Cheney, Eastman, Fay, Fitzgerald, Harris, Hinkley, Holloway, Jeffers, Keenan, Manson, McDill, McDonald, McIntosh, Merriam, Morgan, More, Nichols, Peterson, O. S.

Powell, Rankin, Richter, Samuelson, Sanderson, Semmann, Semple, Swain and Trumer—36.

And the title thereto amended so as to read as follows :

No. 757, A.,

A bill to appropriate to D. L. Quaw and Paul Shingle each a sum of money therein named.

On motion of Mr. Thorn,

No. 662, A.,

A bill to provide for two municipal courts in the city of Fond du Lac.

Was referred to a select committee of Fond du Lac County Delegation.

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### REPORTS OF COMMITTEES.

The committee on Agriculture, to whom was referred

No. 173, S.,

A bill to incorporate the Northern Wisconsin Agricultural and Mechanical Association.

Have had the same under consideration and directed me to report the same back with recommendation that it pass.

A. SHERMAN,

*Chairman.*

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The Special Committee on Insurance to whom was referred,

No. 209, S.,

A bill to incorporate the Agricultural Fire Insurance Company of Elkhorn, Wis.,

Have had the same under consideration and instructed me to report the same back with the recommendation that it do pass.

Also,

No. 120, S.,

A bill to exempt the Northern Wisconsin Mutual Life Insurance Company from the provisions of chapter 59, general laws of 1870, entitled "an act to regulate the business of life insurance,"

And have instructed me to report the same back by substitute, with the recommendation that the substitute be adopted.

WILLARD MERRILL,

*Chairman.*

D. W. Maxon dissenting.

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On motion of Mr. J. S. White,  
The Assembly adjourned.

MONDAY, MARCH 20, 1871.

7 O'CLOCK, P. M.

The Assembly met.  
The Speaker in the chair.

### RESOLUTIONS INTRODUCED.

By Mr. Bailey :

Res. No. 36, A.,

*Resolved*, That the superintendent of public property be and he is hereby requested to report to this Assembly the amount of stationery drawn or ordered by the chairman of each of the standing committees of the Assembly, on account of said standing committees.

Which lies over.

By Mr. Etling :

Jt. Res. No. 33, A.,

WHEREAS, Hon. W. H. Dick has not received a copy of the revised statutes during the session of the legislature, therefore,

*Resolved, by the Assembly, the Senate concurring*, That the Superintendent of Public Property be authorized to furnish the said Hon. W. H. Dick with copies of Taylor's compilation of the statutes, as he does other members who leave with him a copy of the revised statutes, under Jt. Res. —.

Which lies over.

By Mr. Field :

Res. No. 37, A.,

*Resolved*, That from and after the passage of this resolution no member shall speak more than once upon any question, and not to exceed five minutes.

Which was adopted.

## RESOLUTIONS CONSIDERED.

Jt. Res. No. 28, A.,

Fixing the time for the final adjournment of the Legislature,  
Introduced by Mr. R. T. Powell on the 18th inst.; on the 14th  
inst. postponed to the 16th; on the 16th postponed, with pending  
amendment, to the 18th; on the 18th postponed, with pending  
amendment to to-day.

To which Mr. Field offered the following as a substitute:

*Resolved, by the Assembly, the Senate concurring,* That no  
new business shall be transacted after Tuesday the 21st inst., at 11  
o'clock P. M., except to receive and act upon messages from either  
House and communications from his Excellency the Governor, and  
that the legislature will adjourn *sine die* on Thursday the 23d inst.,  
at 12 o'clock M.

Which was adopted, and said resolution as amended was adopted.

## REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills, to whom was referred

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin.

No. 286, A.,

A bill to regulate the letting of contracts by boards of county supervisors.

No. 677, A.,

A bill to incorporate the Wisconsin Central Insurance Company

No. 172, A.,

A bill to supply school officers with the Journal of Education.

No. 571, A.,

A bill for the improvement of the water power on the Waukau  
creek, in Winnebago county.

No. 752, A.,

A bill to enable the town and village of Waterloo to settle its  
railroad debts.

No. 567, A.,

A bill to amend an act entitled an act to amend chapter 12 of  
the revised statutes, entitled "of notaries public," passed April  
10th, 1867.

No. 748, A.,

A bill to amend chapter 149, of the private and local laws of 1862,  
relating to publishing the notice of tax sales and the delinquent list  
in the county of Columbia, Wisconsin,

Have examined the same and find them correctly engrossed.

A. ROOD,

Chairman.

The committee on Education, to whom was referred  
No. 224, S.,

A bill to repeal chapter 14 of the general laws of 1871, entitled  
"an act to require the constitution of the United States, and the  
constitution of the State of Wisconsin, to be taught in all of the  
common schools,"

Had the same under consideration, and a majority of the com-  
mittee instructed me to report the same back with the recommend-  
ation that it be indefinitely postponed.

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1868, enti-  
tled "an act to codify the laws of this state relating to common  
schools,"

And report the same back with a substitute, and recommend its  
passage.

No. 574, A.,

A bill to amend chapter 182 of the general laws of 1869, enti-  
tled an act to establish a township system of school government,

Report the same back with amendment and recommend its pas-  
sage when so amended.

C. C. KUNTZ,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select committee to whom was referred bill

No. 738, A.,

A bill relating to elections, and amendatory of section 23 of chap-  
ter 7 of the revised statutes, entitled of general and special elec-  
tions.

Also,

No. 751, A.,

A bill to annex a portion of the town of Red River, in Kewan-  
nee county, to the town of Union, in Door county,

Have had the same under consideration, and respectfully report  
them back to the House and recommend their passage.

J. S. CURTIS,

*Chairman.*

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The committee consisting of the La Fayette county delegation  
has had under consideration

No. 294, S.,

A bill to change the name of the town of Seymour, in LaFayette  
county, to Belprairie,

No. 295, S.,

A bill to detach a portion of the town of Kendall, in the county  
of LaFayette, and to attach the same to the town of Belprairie, in  
the same county,

No. 800, S.,

A bill to repeal chapter 46 of the private and local laws of 1870, entitled an act to change the name of the town of Center, La Fayette county, to Darlington, and restore the name of Center to said town,

And recommend the indefinite postponement of each and all of said bills.

HENRY W. BARNES,  
P GALAGAN,

*Delegation.*

The joint committee on Claims have had under consideration a certain memorial and petition from certain citizens in Ozaukee county, Wisconsin, asking for relief, and respectfully report thereon the following bill:

A bill to appropriate to the Governor of the State of Wisconsin the sum of \$2,550, for the purpose therein mentioned,

And recommend the passage of said bill.

HENRY W. BARNES,  
*Acting Chairman.*

Said bill became

No. 758, A.,

Entitled as above,

Was read a first and second times, and

On motion of Mr. S. A. White,

The rules were suspended, and

Said bill was read a third time and passed,

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Ball, Barnes, D. W. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Dick, Eastman, Fay, Field, Freeman, Fryer, Galagan, Hall, Hammond, Heimdahl, Hinkley, Hixon, Hoye, J. W. Hoyt, Jeffers, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Maxon, McCormick, McIntosh, Merrill, Mihills, Montgomery, Moulton, Oekler, Otting, Orton, Pease, Pengra, O. S. Powell, Richards, Richter, Rood, Rounds, Rush, Sanderson, Semmann, Sherman, Smith, Swain, Thorn, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker Smith—64.

Mr. P. R. Briggs voting in the negative.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Blake, Bowen, Bremner, Cheney, Coons, Fitzgerald, Harris Holloway, Hoskins, Humphrey, O. M. Hoyt, Manson, Marvin, McDill, McDonald, Merriam, Meyer, Morgan, More, Nichols, Peterson, E. T. Powell, Rankin, Rhodes, Samuelson, Semple, Torgerson, Trumer and Weil—85.



The committee on Enrolled Bills have examined and find correctly enrolled :

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

THOS. SANDERSON,

*Chairman.*

Said bill was signed by the Speaker.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 597, A.,

A bill to incorporate the Hekla Fire Insurance Company.

No. 576, A.,

A bill to authorize the Fort Winnebago and Duck Creek Plank-road company to substitute gravel and clay in place of plank on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin.

And has amended and concurred in as amended

No. 746, A.,

A bill to amend sections 12 and 16 of chapter 299 of the private and local laws of 1855, so far as they relate to the charter of the Madison and Portage Railroad Company, to increase its powers and to ratify certain proceedings of the directors of said company, and to extend the line of its road, and to authorize certain counties, towns, cities and incorporated villages to aid in the construction thereof,

And has concurred in

No. 435, A.,

A bill to enable the city of Milwaukee to construct water works and to carry on and manage the same.

No. 425, A.,

A bill to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof, approved, February 20, 1852.

The Senate has concurred in the Assembly amendments to

No. 254, S.,

A bill to amend section 2, of chapter 279, of general laws of 1865, entitled an act to legalize the proceedings of certain town meetings held in the several towns of St. Croix county.

No. 208, S.,

A bill to authorize the village of Stoughton, in Dane county, to vote a tax to aid in the erection of buildings for the Norwegian-American Academy of Stoughton.

No. 207, S.,

A bill to extend the time for appeals for services rendered under provisions of chapter 98, private and local laws of 1857, and chapter 89, private and local laws 1858, relating to state roads.

No. 236, S.,

A bill to further provide for a course of instruction in the State Normal Schools, of pupils of the Soldiers' Orphans' Home.

No. 174, S.,

A bill to fix the time of holding the terms of the circuit court in the 4th judicial circuit.

No. 123, S.,

A bill to amend section 1, chapter 121, general laws of 1868, entitled an act relative to the compensation of county judges.

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named.

No. 107, S.,

A bill to organize a State Board of Charities and Reform.

No. 164, S.,

A bill to amend section 1 of chapter 313 of the private and local laws of 1867, entitled an act to incorporate the village of Mayville, And to present to you for signature,

No. 275, S.,

A bill to establish a ferry across Lake Pepin.

No 178, S.,

A bill to authorize certain towns, cities and villages therein named to aid the Milwaukee Northwestern railway company.

No. 29, S.,

A bill to amend chapter 56, of the general laws of 1869, entitled an act to authorize the appointment of a phonographic reporter in the tenth judicial circuit of the State of Wisconsin.

No. 225, S.,

A bill to amend section 1, chapter 150 of the private and local laws of 1870, entitled "an act to incorporate the Milwaukee Publishing Company."

No. 187, S.,

A bill to authorize the county board of supervisors of the county of Walworth to draw from the county treasury funds for the purposes therein named.

No. 253, S.,

A bill to appoint commissioners to lay out a road between Door and Kewannee counties, and to repeal chapter 88 of the private and local laws of 1871.

No. 28, S.,

A bill to amend chapter 16, of the general laws of 1870, entitled an act to authorize the appointment of phonographic reporters for the circuit court for the counties of Green Lake and Dodge, in the third judicial circuit.

No. 193, S.,

A bill to appropriate money to pay witnesses for the state in certain cases.

No. 258, S.,

A bill to repeal section 11 of chapter 8, of general laws of 1870, entitled an act to amend chapter 361 of general laws of 1860, entitled an act conferring jurisdiction on the county court of Winnebago county, and to restore section 23 of chapter 361, of the general laws of 1860.

No. 286, S.,

A bill to extend the time for the collection of municipal taxes in the city of Kenosha, Wisconsin.

No. 153, A.,

A bill to incorporate the village of Durand, Pepin county, Wisconsin.

No. 206, S.,

A bill to apply the drainage fund of certain towns in Waupaca county for drainage purposes, and to improve a certain road therein.

No. 166, S.,

A bill to incorporate the Manitowoc Dry Dock Company.

Jt. Res. No. 12, S.,

Joint resolution to amend section 4 of article 7 of the constitution of the State of Wisconsin.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred in the Assembly amendments to

No. 107, S.,

A bill to organize a State Board of Charities and Reforms.

No. 164, S.,

A bill to amend section 1, of chapter 318, of the private and local laws of 1867, entitled an act to incorporate the village of Mayville.

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named.

No. 254, S.,

A bill to amend section 2, of chapter 279, of general laws of 1865, entitled an act to legalize the proceedings of certain town meetings held in the several towns of St. Croix county,

And has concurred with the Assembly in the passage of

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

## MESSAGE FROM THE SENATE.

Ry O. R. SMITH, Chief Clerk thereof.

**Mr. SPEAKER :**

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 276, S.,

A bill to confirm the right of the West Wisconsin Railway and the Wisconsin Farm Mortgage Land Company in the contract made with the St. Croix and Lake Superior Railroad Company on the 10th day of March, 1887,

And that the Senate refuses to recede from its amendment to No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers,

And asks that a committee of conference be appointed, and has appointed on the part of the Senate, Senators Foster, Belden and Jones.

### BILLS REPORTED BY A COMMITTEE OF THE WHOLE.

M. C., No. 13, A.,

A memorial to Congress to remove the duties now imposed upon the importation of tea and coffee.

Mr. Maxon offered the following amendment :

Amend by inserting after the word "salt," the words "paper, cloth, leather, railroad iron and all other necessary articles,"

Which was adopted,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Ball, Barnes, P. R. Briggs, Curtis, Dick, Eastman, Freeman, Fryer, Galagan, Hall, Hammond, Heimdal, Hinkley, Hoyer, J. W. Hoyt, Jeffers, Keenan, Knoll, Kuntz, Lonergan, Maxon, McCormick, McIntosh, Meyer, Ockler, Etling, Orton, Pease, Rhodes, Richards, Richter, Rood, Rusch, Semmann, Smith, Thorn, Vaughn, Wagner, Watts, J. S. White and S. A. White—42.

Those voting in the negative were

Messrs. Bailey, Baker, D. W. Briggs, Chambers, Cousins, Dana, Davis, Fay, Field, Hixon, Judd, King, Mihills, Montgomery, Moulton, Pengra, Rounds, Sanderson, Sherman, Swain, Torgerson and Mr. Speaker Smith—22.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Barnard, Bate, Blake, Bowen, Bremner, Chase, Cheney, Coons, Fitzgerald, Harris, Holloway, Hoskins, C. M. Hoyt, Humphrey, Manson, Marvin,

McDill, McDonald, Merriam, Merrill, Morgan, More, Nichols, Peterson, O. S. Powell, R. T. Powell, Rankin, Samuelson, Semple, Trumer and Weil—36.

Said memorial was then ordered engrossed.

No. 558, A.,

A bill to amend section 8 of chapter 124 of the revised statutes, entitled of the manner of commencing civil actions,

To which Mr. Field offered the following amendment :

Amend by adding the words, "or constable," after the words, "deputy sheriff,"

To which Mr. Pease offered the following amendment :

Amend by adding, "or any other person not a party to the action,"

Which was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Bailey, Blake, Chambers, Dana, Dick, Eastman, Field, Hall, Hammond, Heimdahl, Hixon, Hoye, J. W. Hoyt, Knoll, Lonergan, Merrill, Meyer, Mihills, Otling, Orton, Pease, Rusch, Sanderson, Semmann, Sherman, Smith, Wagner, Watts and S. A. White—29.

Those voting in the negative were

Messrs. Atwater, Bacon, Baker, Ball, Barnes, D. W. Briggs, P. R. Briggs, Cousins, Davis, Fay, Freeman, Fryer, Galagan, Hinkley, Judd, Keenan, King, Maxon, McCormick, McDonald, Montgomery, Moulton, Ockler, Pengra, Rhodes, Richards, Rood, Rounds, Thorn, Trumer, J. S. White and Mr. Speaker Smith—33.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Bowen, Bremner, Chase, Cheney, Coons, Curtis, Fitzgerald, Harris, Holloway, Hoskins, C. M. Hoyt, Humphrey, Jeffers, Kuntz, Manson, Marvin, McDill, McIntosh, Merriam, Morgan, More, Nichols, Peterson, O. S. Powell, R. T. Powell, Rankin, Samuelson, Semple, Swain Vaughn, Torgerson and Weil—38.

And Mr. Field's amendment was adopted,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bailey, Ball, D. W. Briggs, Chambers, Dana, Dick, Eastman, Field, Hall, Hammond, Heimdahl, Hixon, Hoye, J. W. Hoyt, Jeffers, King, Knoll, Kuntz, Lonergan, Maxon, McDonald, Merrill, Mihills, Moulton, Otling, Orton, Pease, Pengra, Rhodes, Sanderson, Semmann, Sherman, Smith, Wagner and S. A. White—36.

Those voting in the negative were

Messrs. Bacon, Baker, Barnes, P. R. Briggs, Cousins, Davis, Fay, Freeman, Fryer, Galagan, Hinkley, Judd, Keenan, McCormick, Meyer, Montgomery, Ockler, Richards, Rood, Rounds, Thorn, Trumer, Vaughn, Watts, J. S. White and Mr. Speaker Smith—26.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Blake, Bowen, Bremner, Chase, Cheney, Coons, Curtis, Fitzgerald, Harris, Holloway, Hoskins, C. M. Hoyt, Humphrey, Manson, Marvin, McDill, McIntosh, Merriam, Morgan, More, Nichols, Peterson, O. S. Powell, R. T. Powell, Rankin, Richter, Rusch, Samuelson, Sample, Swain, Torgerson and Weil—38.

Mr. King then offered the following amendment :

Amend by adding after the word service, in the 5th line of the printed bill, the words, and the actual distance traveled to make such service, ?

Pending which amendment,

Mr. Thorn moved to lay amendment and bill on the table,

Which motion prevailed.

### BILLS INTRODUCED.

By unanimous consent Mr. Merrill introduced,  
No. 759, A.,

A bill to amend the title and section 1 of chapter 246 of the private and local laws of 1871,

Which was read a first and second times, and

On motion of Mr. Merrill,

The rules were suspended, and

Said bill was read a third time and passed.

### LETTERS, PETITIONS, MEMORIALS. ETC.

Presented and referred.

By Mr. Thorn :

Mem. No. 128, A.,

Of T. J. Patchen, mayor of the city of Foud du Lac, John Boyd, Peter Rupp, Robert Flint and 30 others, asking for the passage of Assembly bill No. 662,

To accompany bill No. 662, A.

### SPECIAL ORDER.

No. 758, A.,

A bill to apportion the State into Senate and Assembly districts.

Made special order for 8 o'clock was, on motion of Mr. Mihills, postponed until to-morrow.

Mr. Hammond moved to take up for consideration the motion made on Saturday to reconsider the vote by which the Assembly refused to order to engrossment

No. 637, A.,

A bill to prevent abuses in assessment and taxation, and to restrict counties, towns, cities and incorporated villages in borrowing money, contracting debts and loaning their credit,

Which motion was postponed until this evening,

Which motion prevailed,

And the question being taken on the motion to reconsider,

Said motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, D. W. Briggs, Dick, Hall, Hammond, Heimdal, Hixon, Jeffers, Judd, King, Knoll, Maxon, McCormick, McDonald, Merrill, Moulton, Otting, Orton, Pengra, Rhodes, Rood, Sherman, Smith, Torgerson and Watts—29.

Those voting in the negative were

Messrs. Ball, Blake, Chambers, Cousins, Curtis, Dana, Davis, Eastman, Fay, Field, Freeman, Fryer, Galagan, Hinkley, Hoyer, J. W. Hoyt, Keenan, Kuntz, Lonergan, Meyer, Mihills, Montgomery, Ockler, Pease, Richards, Rusch, Sanderson, Semmann, Swain, Thorn, Trumer, Vaughn, Wagner, J. S. White, S. A. White and Mr. Speaker, Smith—36.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Bowen, Bremner, P. R. Briggs, Chase, Cheney, Coons, Fitzgerald, Harris, Holloway, C. M. Hoyt, Humphrey, Hoskins, Manson, Marvin, McDill, McIntosh, Merriam, Morgan, More, Nichols, Peterson, O. S. Powell, R. T. Powell, Rankin, Richter, Rounds, Samuelson, Semple and Weil—35.

On motion of Mr. Field,

The Assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the General File of Bills,

Mr. Montgomery in the chair.

After some time spent therein the committee rose and through their chairman reported as follows:

**MR. SPEAKER:**

The Assembly in Committee of the Whole, have had under consideration the general file of bills, and report back sundry bills as follows:

No. 438, A.,

A bill to organize the county of Pine,

Without amendment.

No. 461, A.,

A bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin,

With amendment.

No. 514, A.,

A bill to limit the amount of fees to be received by the commissioners of school and university lands.

No. 578, A.,

A bill to authorize the secretary of state to audit the claim of Eph Marsh for certain taxes and interest erroneously paid by him.

No. 706, A.,

A bill to repeal chapter 82 of the private and local laws of 1867, entitled an act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river at Chippewa Falls,

Without amendment.

No. 728, A.,

A bill to amend chapter 92 of the general laws of 1870, entitled an act to provide for the protection from trespass of the lands ceded by Congress to the state of Wisconsin to aid in the construction of the Sturgeon Bay ship canal," approved March, 16,

0,

With amendment.

No. 735, A.,

A bill to authorize the Commissioners of the School and University Lands to sell certain logs and timber.

It. Res. No. 22, A.,

Requesting the Governor to appoint five commissioners to consider methods of providing for the representation of minorities, the reformation of the judicial system, and salutary amendments to the constitution of the State.

No. 198, S.,

A bill to amend chapter 14 of revised statutes, entitled of resignations, vacancies and removals, and of the supplying of vacancies,

No. 109, S.,

A bill to appropriate to M. W. Stevens a sum of money therein specified.

No. 75, S.,

A bill relating to courts held by justices of the peace, and to amend sections 5, 6, 7, 8, 9, 35, 36 and 37 of chapter 120. revised statutes, entitled "of courts held by justices of the peace, and to amend section 1, chapter 30, of the general laws of 1870, entitled courts held by justices of the peace.

No. 252, S.,

A bill to authorize the West Wisconsin Railroad Company to construct and maintain bridges across the Black, Eau Claire, Chippewa, Koshong and Red Cedar rivers.



No. 178, S.,

A bill to incorporate the Northern Wisconsin Agricultural and Mechanical Association,

No. 209, S.,

A bill to incorporate the Agricultural Fire Insurance Company of Elkhorn, Wis.

No. 245, S.,

A bill to amend chapter 254 of private and local laws of 1868, entitled an act to revise, consolidate and amend the act to incorporate the city of Sheboygan and the several acts amendatory thereof, and to repeal chapter 94 of private and local laws of 1856, entitled an act to establish a code of procedure for the police court of the city of Sheboygan, approved March 1, 1856, and the several acts amendatory thereof.

No. 297, S.,

A bill to authorize the county of La Fayette to issue bonds and take stock to build, equip and complete a railroad to a certain point within said La Fayette county, westwardly from the village of Monroe, in Green county,

No. 563, A.,

A bill to fix the salary of the clerk of the circuit court of the county of Fond du Lac,

Without amendment.

No. 279, S.,

A bill to amend an act, entitled an act to amend chapter 133 of the private and local laws of 1868, entitled an act to amend an act to incorporate the village of Elkhorn,

No. 283, S.,

A bill to provide for the places of holding elections in the town of El Dorado, county of Fond du Lac,

No. 51, S.,

A bill to extend the provisions of chapter 79 of the revised statutes, entitled of railroads, to the Manitowoc and Minnesota Railroad Company, and authorizing a branch road.

No. 300, S.,

A bill to repeal chapter 46 of the private and local laws of 1870, entitled an act to change the name of the town of Center, La Fayette county, to Darlington, and restore the name of Center to said town,

Without amendment.

No. 120, S.,

A bill to exempt the Northern Wisconsin Mutual Life Insurance Company from the provisions of chapter 59, general laws of 1870, entitled an act to regulate the business of life insurance,

With amendment.

No. 247, S.,

A bill to authorize John E. Jones to perform certain acts,

No. 294, S.,

A bill to change the name of the town of Seymour, in Lafayette county, to Belprairie,

No. 295, S.,

A bill to detach a portion of the town of Kendall, in the county of LaFayette, and to attach the same to the town of Belprairie in the same county,

No. 224 S.,

A bill to repeal chapter 14 of the general laws of 1871, entitled to require the constitution of the United States and the constitution of the State of Wisconsin to be taught in all the common schools.

No. 689, A.,

A bill in relation to insurance companies organized in this State, special charters granted for that purpose or under general law

No. 738, A.,

A bill relating to elections and amendatory of section 23 of chapter 7 of the revised statutes, entitled of general and special elections.

No. 751, A.,

A bill to annex a portion of Red River, in Kewaunee county, to the town of Union, in Door county.

No. 724 A.,

A bill to incorporate the Fox River and State Line Railroad Company,

Without amendment.

No. 634, A.,

A bill to authorize and empower the county board of supervisors of Fond du Lac county to pay back to the several towns therein the sums paid by them in contesting the validity of the tax vote of Fond du Lac county in aid of the Sheboygan and Fond du Lac railroad,

Without amendment.

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## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

No. 725, A.,

Was ordered engrossed.

The amendment to

No. 461, A.,

Was concurred in.

The rules were suspended, and

Nos. 461, 634, 751, 706 and 578, A.,

Were severally read a third time and passed, and

Nos. 245, 209, 198, 252, 173 and 297, S.,

Were severally read a third time and concurred in.

Nos. 735, 689, 724, 514, 563, Jt. Res. 22, A., and 300, 95, 294 and 75 S.,

Were severally indefinitely postponed.

- Nos. 51, 101, 247 and 279, S.,  
Were severally ordered to a third reading.  
No. 738, A.,  
Was postponed till 21st.
- 

### SENATE MESSAGE CONSIDERED.

No. 276, A.,  
A bill to confirm the right of the West Wisconsin Railroad and the Wisconsin Farm Mortgage Land Company, in the contract made with the St. Croix and Lake Superior Railroad Company, on the 10th day of March, 1857,  
Was made special order for to-morrow at 11 o'clock, A. M.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended,

No. 672, A.,

A bill to incorporate the Prescott, River Falls and Northern Railroad Company.

No. 672, A.,

A bill to incorporate the Prescott, River Falls and Northern Railroad Company.

No. 746, A.,

A bill to amend sections 12 and 16 of chapter 299 of the private and local laws of 1855, so far as they relate to the charter of the Madison and Portage Railroad Company, to increase its powers and to ratify certain proceedings of the directors of said company, and to extend the line of its road, and to authorize certain counties, towns, cities and incorporated villages to aid in the construction thereof,

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### REPORTS OF COMMITTEES.

The Select committee on Insurance, to whom was referred,

No. 460, A

A bill to amend chapter 40 of the private and local laws of 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company, approved February 18th, 1852,

have had the amendment adopted to the same, by the Senate, or consideration, and has instructed me to report the same back with the recommendation that the same be concurred in.

W. W. FIELD,  
*Chairman.*

Mr. Merrill dissenting.

Said Senate amendment was concurred in as recommended above.

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The Fond du Lac county delegation, to whom was referred

Co. 662, A.,

bill to provide for two municipal courts in the city of Fond du

have had the same under consideration, are divided. Senator  
n, Mr. Baker and the chairman report back the same with  
stitute, and recommend the passage of the substitute.

GERRIT T. THORN,  
*Chairman.*

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on leave, Mr. Curtis introduced

Res. No. 84, A.,

resolved by the Assembly, the Senate concurring, That the  
f Clerk of the Assembly is hereby authorized to amend bill No.

A., by substituting the figures 147 for 150, where they occur  
said bill, or in the title or endorsement thereof,  
which was adopted.

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#### MESSAGE FROM THE SENATE.

O. R. SMITH, Chief Clerk thereof.

**SPEAKER :**

am directed to inform you that the Senate has concurred with  
Assembly in

287, A.,

bill to authorize the clerk of the board of supervisors of Door  
y, to make and keep an abstract of tax sales, deeds and re-  
tions in said county.

478, A.,

bill to authorize the city of Milwaukee to issue bonds.

418, A.,

bill to amend an act entitled an act to provide  
e construction of sewers in the city of Milwaukee, approved  
10, 1869, and an act entitled an act to provide for the con-  
of sewers in the city of Milwaukee, approved March 12,

GO—A.

No. 530, A.,

A bill relating to bail in criminal cases.

No. 590, A.,

A bill to confer on county courts, having civil jurisdiction, certain powers.

No. 736, A.,

A bill to constitute an heir-at-law to Albert G. E. Holmes and wife.

Jt. Res. No. 80, A.,

Instructing the secretary of state to furnish members of the legislature with copies of the session laws of 1871, private and local and general, and of the Senate and Assembly journals.

Jt. Res. No. 32, A.,

Suspending the operations of Jt. Res. No. 21, A., for a certain purpose.

And has returned to the Assembly

No. 401, A.,

A bill in relation to the collection of taxes.

#### LEAVE OF ABSENCE

Was granted

To Mr. Bowen, until to-morrow morning,

To Mr. Hoskins, indefinitely,

To Mr. Coons, indefinitely,

To Mr. Ayres, indefinitely,

To Mr. Weil, to to-morrow morning,

To Mr. Merrill, Wednesday morning.

On motion of Mr. Curtis,

The Assembly adjourned.

TUESDAY, MARCH 21, 1871,

10 O'CLOCK, A. M.

The Assembly met.  
 The Speaker in the chair.  
 Prayer by the Rev. Mr. Richards.

## RESOLUTIONS INTRODUCED.

By Mr. Bailey :

J. Res. No. 25, A.

WHEREAS, It is desirable that state expenditure should be guarded and confined by strict regulations at every point,  
*Resolved, By the Assembly, the Senate concurring,* That in the opinion of this Legislature, the chairmen of committees should hereafter be allowed to draw stationery beyond the amount of twenty dollars, and that no committees be allowed stationery except the committees on the Judiciary, State Affairs, Railroads, Incorporations and the joint committee on Claims,  
 Which lies over.

Mr. Orton :

Res. No. 38, A.

*Resolved by the Assembly,* That the thanks of the Assembly are and well merited for the very able, prompt attention and gentlemanly manner in which the duties of the Sergeant-at-Arms, Samuel F. Fifield, Esq., and his highly competent first and second assistant, and of the Postmaster, Myron De Wolf, Esq., and his assistant, have been performed during the present session, they will be entitled to our benediction of "well done good and faithful servants."

would also embrace in our commendation all the employees of the Assembly at the present session, and hope they will hereafter be rewarded with higher and more profitable trusts, for which they are competent, and which they so well deserve.  
 Which was adopted.

## RESOLUTIONS CONSIDERED.

Res. No. 86, A.,  
Requesting superintendent of public property to furnish report  
of stationery drawn by committees,  
Introduced by Mr. Bailey on yesterday,  
Was adopted.  
Res. No. 88, A.,  
Directing superintendent of public property to furnish Hon. W.  
H. Dick certain documents,  
Introduced by Mr. Etling on yesterday,  
Was adopted.

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## REPORTS OF STANDING COMMITTEES.

The joint committee on Claims have had under consideration the following bill:

No. 124, S.,

A bill to create the office of state commissioner of immigration,  
and to provide for the same and define the duties thereof,

And a majority of the committee have instructed me to report it  
back with its passage recommended.

HENRY W. BARNES,  
*Acting Chairman.*

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The committee on Enrolled Bills have examined the following  
bills, and find them correctly enrolled:

No. 610, A.,

A bill to incorporate the Milwaukee Yacht Club.

No. 586, A.,

A bill to legalize the returns of the Portage County Agricultural  
Society.

No. 726, A.,

A bill to authorize the city of Stevens Point to aid in the con-  
struction of normal school buildings in said city.

No. 648, A.,

A bill to incorporate the United Cemetery Association of the  
town of Abbott, in the county of Sheboygan, Wis.

No. 620, A.,

A bill to revise, consolidate and amend chapter 277 of the pri-  
vate and local laws of 1857, entitled an act to incorporate the vil-  
lage of Waupun and the several acts amendatory thereof.

THOMAS SANDERSON,  
*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The special committee to whom was referred

No. 747, A.,

A bill relating to the Wisconsin Central Railroad Company, and amendatory of section 1, chapter 27, of the private and local laws of 1871,

Have had the same under consideration, and have instructed me to report the same back to the House and recommend its indefinite postponement.

J. BOWEN,  
*Chairman.*

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## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**S. SPEAKER :**

I am directed to inform you that the Senate has concurred with the Assembly in

No. 619, A.,

A bill relating to the individual liability of the stockholders of the Harris Manufacturing Company in Janesville, amendatory of section 12, chapter 16, private and local laws of 1869.

And has amended, and concurred in as amended,

No. 219, A.,

A bill to amend chapter 105 of the general laws of 1870, entitled an act for the preservation of game in the counties therein named,

And has concurred in

No. 732, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named.

No. 417, A.,

A bill to authorize the city of Milwaukee to aid in the construction of a railroad from the city of Oshkosh to the city of Ripon.

No. 754, A.,

A bill to provide for the protection of Superior harbor, at Superior City, and to prevent the diversion to the waters of the St. Louis river from their natural outlet.

No. 641, A.,

A bill to simplify the proceedings of actions for the recovery of real estate.

And has amended and concurred in as amended

No. 729, A.,

A bill to amend an act, entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10, 1867.



No. 419, A.,

A bill to authorize the city of Milwaukee to build a bridge across the Milwaukee river at the foot of Chestnut street, and a bridge across the Menomonee river at First avenue.

No. 727, A.,

A bill to authorize and require the common council of the city of Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

No. 445, A.,

A bill relating to the auditing of certain claims and accounts against counties.

No. 555, A.,

A bill to incorporate the Savings Bank of Mauston.

No. 517, A.,

A bill to provide for laying out and establishing a state road from the borough of Fort Howard to Duck Creek, in Brown county.

No. 635, A.,

A bill to incorporate the Fox River Iron Company.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 433, A.,

A bill to appropriate to Andrew Proudfit and James K. Proudfit the sum of money therein named.

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### MESSAGE FROM THE SENATE,

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate refuses to concur in the amendments of the Assembly to

No. 119, S.,

A bill relating to the fees of deputy clerks of the circuit courts and amendatory of section 1 of chapter ninety-three (93), of the general laws of 1867, entitled "an act to provide for the compensation of deputy clerks of the circuit courts in the respective counties of this state."

And has adopted  
Jt. Res. No. 34, A.,  
For correction of bill.  
No. 581, A.,

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**S. SPEAKER :**

I am directed to inform you that the Senate has concurred in the Assembly amendment to  
No. 219, S.,

A bill to authorize the common council of the city of Milwaukee to raise by taxation on the real and personal estate returned in the assessment roll for the year A. D., 1871, the sums herein specified, for the purposes therein specified,

And that the Senate has concurred with the Assembly in  
No. 758, A.,

A bill to appropriate to the Governor of the State of Wisconsin a sum of \$2,550, for the purpose therein named,

No. 759, A.,

A bill to amend the title and section 1 of chapter 246 of the statutes and local laws of 1871.

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages.

And has indefinitely postponed

No. 664, A.,

A bill to amend section 5 of chapter 105, general laws of 1871, entitled an act for the preservation of game in the counties of Milwaukee, Racine, Kenosha, Walworth, Jefferson, Rock, Green, LaFayette and Grant.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**S. SPEAKER :**

I am directed to inform you that the Senate has concurred with the Assembly in

No. 393, A.,

A bill to change the time for holding the terms of the circuit courts in the first judicial circuit.

No. 621, A.,

A bill to amend sections 4 and 16, chapter 152, private and local laws of 1867, entitled an act to incorporate the village of Geneva.

No. 712, A.,

A bill to authorize the county board of supervisors of the county of Trempealeau to fix the salary of the county superintendent of schools.

No. 742, A.,

A bill to incorporate a horse railway company in the city of Racine.

No. 783, A.,

A bill to amend the act to incorporate the Borough of Fort Howard, and the acts amendatory thereto, approved October 13, 1856.

M. C. No. 14, A.,

Memorial for building a post office and custom house at Racine, Wis.

No. 625, A.,

A bill to incorporate the Winona and Osseo Railroad Company.

No. 385, A.,

A bill to amend section 2 of chapter 104, of the general laws of 1870, entitled an act to aid the West Wisconsin Railway Company.

No. 718, A.,

A bill to incorporate the Neilsville and Humbird Railroad Company.

No. 512, A.,

A bill to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

No. 396, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company.

No. 668, A.,

A bill to amend section 10, chapter 77, general laws of 1866, entitled an act for the regulation of trade in certain cases, and additional thereto.

No. 860, A.,

A bill to repeal chapter 83 of the general laws of 1870, entitled to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery.

No. 8, A.,

A bill to amend sections 6, 8 and 9 of chapter 120, revised statutes, entitled of courts held by justices of the peace.

No. 868, A.,

A bill to amend chapter 120, private and local laws of 1870, entitled an act to provide for the appointment of a public administrator for the city and county of Milwaukee.

No. 686, A.,

A bill to abolish Probate fees in Outagamie county.

No. 716, A.,

A bill to define and punish the crime of embezzlement.

No. 741, A.,

A bill to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.

- No. 646, A.,  
A bill to authorize W. H. Horn and others to build and maintain pier extending into Lake Michigan.
- No. 660, A.,  
A bill to incorporate the Wisconsin State Dental Society.
- No. 522, A.,  
A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company.
- No. 442, A.,  
A bill to incorporate the Cornet Band of Evansville.
- No. 688, A.,  
A bill to amend chapter 487, local laws of 1868, entitled an act relating to the city of Portage.
- No. 683, A.,  
A bill to repeal section 4, of chapter 27, of the general laws of 1871, an act entitled an act to amend chapter 180 of the general laws of 1868, an act entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.
- No. 694, A.,  
A bill for the relief of the Adams County Agricultural and Mechanical Association.
- No. 748, A.,  
A bill to amend section 3, chapter 102, general laws 1868, entitled an act to encourage the planting and growth of trees, and for the protection thereof.
- No. 520, A.,  
A bill to amend an act entitled an act to authorize the Burlington union school district to change the time of holding their annual meetings, also to add new territory to said district.
- No. 477, A.,  
A bill to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.
- No. 587, A.,  
A bill to amend the charter of the city of Oshkosh in the manner therein set forth.
- No. 258, A.,  
A bill to revise the charter of the city of Chippewa Falls.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**SPEAKER:**

I am directed to inform you that the Senate has passed and by the concurrence of the Assembly in

No. 215, S.,

A bill to amend section 1 of chapter 80, private and local laws of 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics Mutual Insurance Company,

No. 265, S.,

A bill to amend section 2, chapter 77, of general laws of 1866, entitled an act for the regulation of trade in certain cases, and in addition to said act.

No. 284, S.,

A bill to secure proper guardianship for children discharged from the Soldiers' Orphans' Home, and for other purposes,

No. 271, S.,

A bill to amend chapter 10 of private and local laws of 1871, entitled an act to authorize the city of Appleton to fund its corporate indebtedness and to limit its bonded indebtedness.

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### SENATE MESSAGE CONSIDERED.

Mr. Field moved that

No. 271, S.,

Be recommitted to Judiciary committee,

Which motion was lost, and

On motion of Mr. Bailey,

Said bill was indefinitely postponed.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**Mr. SPEAKER:**

I am directed to inform you that the Senate has concurred with the Assembly in

No. 708, A.,

A bill to attach certain territory to the towns of Eagle Point and Wheaton, in Chippewa county.

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled an act to incorporate the village of Fountain City, in Buffalo county, State of Wisconsin, approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo.

No. 428, A.,

A bill to incorporate the North Bay Construction and Improvement Company.

No. 686, A.,

A bill to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin.

No. 671, A.,

A bill to incorporate the Penix Mining Company.

No. 665, A.,

A bill to amend section 3 of chapter 177, private and local laws 1870, entitled an act to incorporate the Plymouth Lyceum.

No. 628, A.,

A bill to incorporate the Esterly, Shumway Manufacturing and Instruction Company.

No. 626, A.,

A bill to require the owners of dams and other obstructions on Elk Creek, to construct slides for the passage of fish.

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

No. 701 A.,

A bill to amend chapter 474, of the private and local laws of 1866, titled an act to reduce an act incorporating the city of Janesville, and the acts amendatory thereof into one act and to amend the same.

No. 291, A.,

A bill to incorporate the village of Augusta.

No. 427, A.,

A bill to empower the county of Milwaukee to raise money to build a court house.

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1860, titled an act to incorporate the village of Sparta.

No. 583, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

No. 299, A.,

A bill for the construction of a certain bridge therein named.

No. 669, A.,

A bill to lay out a state road from St. Cloud, in Fond du Lac county, to the north line of Fond du Lac county.

No. 710, A.,

A bill to authorize the supervisors of the town of Neenah, in the county of Winnebago, to amend their proceedings in the award of damages in laying out a certain highway.

No. 711, A.,

A bill to legalize the laying out and locating of a certain highway in the county of Winnebago.

No. 629, A.,

A bill granting additional authority to the board of trustees to pave the streets and highways in the village of Neenah.

No. 178, A.,

A bill to incorporate the Appleton Savings Bank.

No. 487, A.,

A bill to incorporate the Menasha Savings Bank.

- No. 589, A.,  
A bill to incorporate the Black River Falls Savings Bank,  
No. 525, A.,  
A bill to incorporate the Savings Bank of Ripon,  
No. 756, A.,  
A bill to submit to the people an amendment to article 4 of the constitution.  
And has amended and concurred in as amended  
No. 707, A.,  
A bill to appropriate to Charles Smith a sum of money therein named.  
No. 170, A.,  
A bill to alter the boundaries of certain school districts.  
No. 464, A.,  
A bill to incorporate the East Shore Improvement Company.  
And has indefinitely postponed,  
No. 225, A.,  
A bill to detach certain territory from the county of Jackson and annex the same to the county of Trempealeau.  
No. 415, A.,  
A bill to provide for the appraisal and sale of certain lands in the 4th and 5th wards of the city of Fond du Lac.

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#### SENATE MESSAGE CONSIDERED.

The Senate amendments to  
Nos. 170, 464 and 707, A.,  
Were severally concurred in.

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#### MISCELLANEOUS PROCEEDINGS.

Mr. Orton moved that the vote by which the Assembly on *yesterday* concurred in the Senate amendments to

No. 672, A.,

A bill to incorporate the Prescott River Falls and Northern Railroad Company.

Be reconsidered.

Which motion prevailed, and

On motion of Mr. Rood,

Said bill was recommitted to a select committee of three, Messrs. O. S. Powell, Orton and Rood.

The Speaker appointed as a committee of conference on the part of the Assembly on

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers.

Messrs. Rood, S. A. White and Judd.

## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and find  
sly enrolled :

No. 488, A.,

A bill to appropriate to Andrew Proudfit and James K. Pro  
sum of money therein named.

THOS. SANDERSON,

*Chairman*

Said bill was signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**P. SPEAKER :**

I am directed to present you for signature.

No. 254, S.,

A bill to amend section 2, of chapter 279, general laws of 1  
titled an act to legalize the proceedings of certain town meeti  
ld in the several towns of St. Croix county.

No. 155, S.,

A bill to repeal chapter 287 of the private and local laws of 1  
titled an act to incorporate the village of North La Crosse,  
esse county, Wisconsin, and the various acts amendatory th  
and to create the Fifth ward of the city of La Crosse.

No. 96, S.,

A bill to incorporate the Waupaca county academy.

No. 805, S.,

A bill to incorporate the Milwaukee Construction Company.

No. 218, S.,

A bill to incorporate the Watertown and Lake Superior Rail  
company.

Said bills were signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**P. SPEAKER :**

I am directed to inform you that the Senate requests the ret  
r further consideration

No. 445, A.,

A bill relating to the auditing of certain claims and accou  
against counties.

Said bill was ordered to be returned.



## MESSAGE FROM THE SENATE.

By O. E. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 307, A.,

A bill to appropriate to the Governor's contingent fund the sum therein named.

## RESOLUTIONS INTRODUCED.

By Mr. Field :

Res. No. 39, A.,

*Resolved*, That all rules interfering with the consideration and final disposition of all matters taken up for action, be suspended for the balance of the session, and that all business be acted upon in the order received from committees and from the Senate.

Which was adopted.

## SPECIAL ORDER.

No. 276, S.,

A bill to confirm the right of the West Wisconsin Railway and the Wisconsin Farm Mortgage Land Company in the contract made with the St. Croix and Lake Superior Railroad Company on the 10th day of March, 1857,

Being the special order for this hour,

Was then taken up,

And Mr. Rood moved that the further consideration of said bill be postponed to 2 1-2 o'clock P. M., and that said bill be made the special order for that time, and also moved that when the Assembly adjourn, it adjourn to 2 1 2 o'clock P. M.

Which motion prevailed.

On motion of Mr. Field,

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts.

The first Senate amendment thereto was concurred in,

The second Senate amendment thereto was concurred in;

By the following vote :

Those voting in the affirmative were

Members: Barnes, Cousins, Eastman, Fay, Fryer, Heimdal, Hinkley, Hoyer, J. W. Hoyt, Keenan, Knoll, Lobergan, Maxon, McCormick, McDonald, McIntosh, Meyer, Mihilla, Ockler, Oetting, Pease, O. S. Powell, Richards, Richter, Rood, Rusch, Semmann, Thorn, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White and S. A. White—35.

those voting in the negative were  
Messrs. Atwater, Bailey, Baker, Ball, Blake, Bowen, D. W.  
Chambers, Chase, Curtis, Dana, Davis, Field, Freeman,  
Hammond, Hixon, Jeffers, Judd, King, Moulton, Orton,  
Rhodes, Sanderson, Sherman, Smith, Swain, Torgerson  
Mr. Speaker, Smith—30.

those absent or not voting were  
Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Barnard,  
Bremner, P. R. Briggs, Cheney, Coons, Dick, Fitzgerald,  
Gagan, Harris, Holloway, Hoskins, C. M. Hoyt, Humphrey,  
Kuntz, Manson, Marvin, McDill, Merriam, Merrill, Montgomery,  
Orton, More, Nichols, Peterson, R. T. Powell, Rankin, Rounds,  
Sanderson and Semple—35.

The third, fourth and sixth Senate amendments thereto were con-  
sidered in.

The fifth amendment was non-concurred in.

Mr. Orton moved to lay the seventh amendment thereto on the

table. Mr. Field moved a

### CALL OF THE HOUSE.

Which motion being seconded, and the roll being called,  
the absentees on leave were  
Messrs. Allen, Anderson, Arnold, Ayres, Bate, Cheney, Coons,  
Fitzgerald, Harris, Hoskins, C. M. Hoyt, Manson, Marvin, McDill,  
Merriam, Merrill, Nichols, Peterson, R. T. Powell, Rankin and  
Sanderson.

The absentees without leave were  
Messrs. Barnard, Bremner, Dick, Fay, Holloway, Humphrey,  
Kuntz, Montgomery, More and Semple.

Mr. Mihills moved that further proceedings under the call be dis-  
continued with.

Which motion was lost,

by the following vote :

those voting in the affirmative were

Messrs. Bacon, Baker, Ball, Barnes, Blake, D. W. Briggs, Chase,  
Eastman, Freeman, Fryer, Galagan, Hall, Heimdal, Hoye,  
V. Hoyt, Jeffers, Keenan, King, Knell, Kuntz, Lonergan,  
O. McIntosh, Meyer, Mihills, Morgan, Ockler, Oetting, Orton,  
Pengra, Rhodes, Richards, Semmann, Thorn, Torgerson, Tru-  
Wagner, Watts, Weil, J. S. White, S. A. White and Mr.  
Speaker Smith—44.

those voting in the negative were

Messrs. Atwater, Bailey, Bowen, P. R. Briggs, Chambers,  
Hoskins, Curtis, Dana, Field, Hammond, Hinkley, Hixon, Judd,  
McDonick, McDonald, Montgomery, Moulton, O. S. Powell,  
Rounds, Sanderson, Sherman, Smith, Swain and Vaughn—25.

those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Brenner, Cheney, Coons, Dick, Fay, Fitzgerald, Harris, Holloway, Hoskins, O. M. Hoyt, Humphrey, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Peterson, R. T. Powell, Rankin, Richter, Rusch, Samuelson, Semple—31.

Mr. Rood moved that the Assembly do now adjourn,

Which motion prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Blake, Bowen, D. W. Briggs, P. B. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Eastman, Field, Freeman, Hall, Hammond, Hinkley, Hixon, J. W. Hoyt, Jeffers, Judd, Keenan, King, Kuntz, Maxon, McCormick, McDonald, Melstosh, Meyer, Mihilla, Montgomery, Morgan, Moulton, Orton, Pease, Rhodes, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Thor, Torgerson, Wagner, Watts, Weil, J. S. White and S. A. White—49.

Those voting in the negative were

Messrs. Bacon, Bailey, Baker, Ball, Barnes, Fryer, Galagan, Heimdal, Hoyer, Knoll, Lonergan, Oekler, Ostling, Richards, Rusch, Tramer and Mr. Speaker Smith—17.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Brenner, Cheney, Coons, Dick, Fay, Fitzgerald, Harris, Holloway, Hoskins, O. M. Hoyt, Humphrey, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Pengra, Peterson, O. S. Powell, R. T. Powell, Rankin, Richter, Samuelson, Semmann, Semple and Vaughn—34.

2 1 2 o'clock, P. M.

The Speaker called the Assembly to order.

## REPORTS OF STANDING COMMITTEES.

The committee on State Affairs., to whom was referred,  
No. 294, A.,

A bill to improve the navigation of the Chippewa river above Chippewa Falls, and to incorporate the Chippewa Log Security Company,

Have had the same under consideration, and respectfully recommend the same back with amendments and recommend its passage amended.

W. W. FIELD,  
*Chairman*

### SPECIAL ORDER.

No. 276, S.,

A bill to confirm the right of the West Wisconsin Farm Mortgage Land Company in the contract made with the St. Croix and Superior Railroad Company on the 10th day of March, 1881.

Mr. Vaughn moved that said bill be indefinitely postponed,

Which motion prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Bacon, Bailey, Barnes, Blake, Bowen, D. W. Briggs, Chase, Davis, Fay, Freeman, Fryer, Hammond, Hinkley, Hixson, Hoyer, J. W. Hoyt, Jeffers, Keenan, King, Knell, McDonough, Montgomery, Moulton, Orton, Pengra, O. S. Powell, Rhoads, Rounds, Sherman, Thorn, Torgerson, Vaughn, J. S. White, A. White—35.

Those voting in the negative were

Messrs. Atwater, Baker, Ball, Bate, Chambers, Cousins, Dick, Eastman, Field, Hall, Heimdal, C. M. Hoyt, Kuntz, Lonigan, Maxon, McCormick, McIntosh, Meyer, Mihilla, Otting, Rustad, Anderson, Semmann, Smith, Swain, Trumer, Wagner, Watson, Neil and Mr. Speaker Smith—31.

Those absent or not voting, were

Messrs. Allen, Anderson, Arnold, Ayers, Barnard, Bremner, R. Briggs, Cheney, Coons, Curtis, Fitzgerald, Galagan, Harlow, Holloway, Hoskins, Humphrey, Judd, Manson, Marvin, McDill, McManis, Merrill, Morgan, More, Nichols, Oekler, Pease, Peterson, J. Powell, Rankin, Richards, Richter, Samuelson and Semple—3.

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts. The question thereon being on concurring in the 7th Senate amendment thereto,

Mr. Rood moved the previous question,

Which was seconded.

Mr. Orton moved that the seventh Senate amendment be laid on the table,

Which motion prevailed,

By the following vote:

Those voting in the affirmative were

Messrs. Bacon, Baker, Ball, Barnes, Dick, Eastman, Field, Fryer, Hixson, Heimdal, Hinkley, Hoyer, C. M. Hoyt, Jeffers, Knell, Lonigan, Maxon, McCormick, Mihills, Montgomery, Moulton, Otting,

Orton, Pease, Pengra, Rhodes, Richards, Richter, Rusch, Seemann, Thorn, Torgerson, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—88.

Those voting in the negative were

Messrs. Atwater, Bailey, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Fay, Freeman, Hammond, Hixon, J. W. Hoyt, Judd, Krenan, King, Kuntz, McDonald, McIntosh, Meyer, Morgan, O. S. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Vaughn and Mr. Speaker Smith—34.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Bremner, Cheney, Coons, Fitzgerald, Galagan, Harris, Holloway, Hoskins, Humphrey, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Ockler, Peterson, R. T. Powell, Rankin, Samuelson and Semple,—28.

Mr. Orton moved to reconsider the vote by which said amendment was laid on the table, and also moved that said motion to reconsider be laid upon the table.

Mr. Rood moved a

### CALL OF THE HOUSE,

Which motion was seconded, and

The roll being called,

The absentees with leave were

Messrs. Allen, Anderson, Arnold, Ayers, Cheney, Coons, Fitzgerald, Harris, Hoskins, Manson, Marvin, McDill, Merriam, Merrill, Nichols, Peterson, R. T. Powell, Rankin and Samuelson.

The absentees without leave were

Messrs. Barnard, Bate, Bremner, Galagan, Holloway, Humphrey, More, Ockler and Semple.

### REPORT OF SERGEANT-AT-ARMS.

MR. SPEAKER :

I have the honor to report that of the absentees without leave, Messrs. Ockler and Galagan, are now in their seats.

That according to the best information I can obtain, Mr. Barnard has gone to his home in Iowa county; Mr. Bremner, to Racine county; Mr. Holloway, to Grant county; Mr. Humphrey, to Albion, Dane county; Mr. Montgomery, to Waushara county; Mr. More, to Waupaca county; and Mr. Semple, to Oconto county, and would ask for further instructions.

SAM. S. FIFIELD,

*Sergeant-at-Arms.*

Mr. S. A. White moved that further proceedings under the call be dispensed with,

Which motion was lost,

By the following vote :

those voting in the affirmative were,

messrs. Bacon, Baker, Ball, Barnes, Dick, Eastman, Fryer, gan, Hall, Heimdal, Hinkley, Hoyer, O. M. Hoyt, Jeffers, ell, Lonergan, Maxon, McCormick, Mayer, Mihills, Mont- ury, Moulton, Ockler, Etling, Orton, Pease, Pengra, Rhodes, ards, Richter, Rusch, Semmann, Thorn, Torgerson, Trumer, uer, Watts, Weil, J. S. White and S. A. White—40.

those voting in the negative were

messrs. Atwater, Bailey, Bate, Blake, Bowen, D. W. Briggs, R. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, an, Field, Freeman, Hammond, Hixon, J. W. Hoyt, Judd, an, King, Kuntz, McDonald, McIntosh, Morgan, O. S. ell, Rood, Rounds, Sanderson, Sherman, Smith, Swain, ghon and Mr. Speaker Smith—35.

those absent or not voting were

messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bremner, ey, Coons, Fitzgerald, Harris, Holloway, Hoskins, Humphrey, son, Marvin, McDill, Merriam, Merrill, More, Nichols, Peter- R. T. Powell, Rankin, Samuelson and Semple—25.

Mr. Field moved that the Assembly do now adjourn.

Which motion was lost.

by the following vote:

those voting in the affirmative were

messrs. Bowen, D. W. Briggs, Cousins, Curtis, Fay, Field, man, Hall, Hammond, J. W. Hoyt, Judd, Keenan, King, tz, McIntosh, Richards, Rood, Rounds, Semmann, Smith, in, Torgerson and Mr. Speaker Smith—23.

those voting in the negative were

messrs. Atwater, Bacon, Bailey, Baker, Ball, Barnes, Bate, e, P. R. Briggs, Chambers, Chase, Dana, Davis, Dick, man, Fryer, Galagan, Heimdal, Hinkley, Hixon, Hoyer, O. M. t, Jeffers, Lonergan, Maxon, McCormick, McDonald, Meyer, lls, Montgomery, Morgan, Moulton, Ockler, Etling, Orton, e, Pengra, O. S. Powell, Rhodes, Richter, Rusch, Sanderson, an, Thorn, Trumer, Vaughn, Wagner, Watts, Weil, J. S. e and S. A. White—51.

those absent or not voting were

messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bremner, ey, Coons, Fitzgerald, Harris, Holloway, Hoskins, Humphrey, l, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, son, R. T. Powell, Rankin, Samuelson, and Semple—26.

Mr. Pease moved that further proceedings under the call be dis- d with,

which motion was lost,

by the following vote:

messrs. Bacon, Baker, Ball, Barnes, Dick, Eastman, Fryer, Hall, al, Hinkley, Hoyer, O. M. Hoyt, Jeffers, Kuntz, Lonergan, t, McCormick, Meyer, Mihills, Montgomery, Moulton, Ock Etling, Orton, Pease, Pengra, Rhodes, Richards, Richter,

Rusch, Semmann, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White and S. A. White—40.

Those voting in the negative were

Messrs. Atwater, Bailey, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Fay, Field, Freeman, Galagan, Hammond, Hixon, J. W. Hoyt, Judd, Keenan, King, Kuntz, McDonald, McIntosh, Morgan, O. S. Powell, Rood, Rounds, Sanderson, Sherman, Smith, Swain and Mr. Speaker, Smith—35.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bremner, Cheney, Coons, Fitzgerald, Harris, Holloway, Hoskins, Humphrey, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Peterson, R. T. Powell, Rankin, Samuelson and Semple—25.

Mr. Field moved that the Assembly do now adjourn,

Which motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Blake, Bowen, Davis, Dick, Kuntz, Maxon, McCormick, McIntosh, Meyer, Mibills, Oekler, Oetling, Richards, Richter, Rusch and Thorn—16.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Baker, Ball, Barnes, D. W. Briggs, P. R. Briggs, Chambers, Chase, Dana, Eastman, Field, Fryer, Hall, Hammond, Heimdal, Hinkley, Hixon, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Longan, McDonald, Montgomery, Moulton, Orton, Pease, Pengra, O. S. Powell, Rhodes, Rood, Rounds, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White, S. A. White and Mr. Speaker, Smith—52.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bate, Bremner, Cheney, Coons, Cousins, Curtis, Fay, Fitzgerald, Freeman, Galagan, Harris, Holloway, Hoskins, Knoll, Manson, Marvin, McDill, Merriam, Merrill, Morgan, More, Nichols, Peterson, R. T. Powell, Rankin, Samuelson and Semple—32.

Mr. Field moved that further proceedings under the call be dispensed with,

Which motion prevailed

By the following vote:

Those voting in the affirmative were

Messrs. Bacon, Bailey, Baker, Ball, Barnes, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Dana, Davis, Eastman, Fay, Field, Freeman, Fryer, Hall, Hinkley, Hixon, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Longan, McIntosh, Meyer, Mibills, Montgomery, Morgan, Moulton, Oetling, Orton, Pease, Pengra, O. S. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Sanderson,

erman, Smith, Swain, Thorn, Torgerson, Vaughn, Wagner, Watts, Weil, J. S. White and S. A. White—60.

Those voting in the negative were

Messrs. Atwater, Dick, Hammond, Heimdal, Knell, Maxon, McCormick, Ockler, Semmann and Trumer—10.

Those absent and not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bremner, Cheney, Coons, Cousins, Curtis, Fitzgerald, Galagan, Harris, Holloway, Hoskins, Kuntz, Mason, Marvin, McDill, McDonald, Merriam, Merrill, More, Nichols, Peterson, R. S. Powell, Rankin, Samuelson, Semple and Mr. Speaker, Smith—80.

On leave, Mr. Orton then withdrew his motion to reconsider, and to table said motion to reconsider.

### SENATE MESSAGE CONSIDERED.

It. Res. No. 18, S.,

To amend article 4 of the constitution of the state of Wisconsin, Was, on motion of Mr. Field,

Indefinitely postponed.

No. 807, S.,

A bill to appropriate to the Governor's contingent fund the sum therein named,

Was read a first and second times,

And was also read a third time and concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Blake, Bowen, W. Briggs, P. R. Briggs, Chase, Dana, Davis, Dick, Fay, Field, Freeman, Fryer, Galagan, Hall, Hammond, Heimdal, Hinkley, Knell, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Judd, Keane, King, Knell, Lonergan, Maxon, McCormick, McDonald, McIntosh, Meyer, Mihills, Montgomery, Morgan, Moulton, Orton, Pease, Pengra, O. S. Powell, Rhodes, Richards, Rood, Samuelson, Sanderson, Sherman, Smith, Swain, Thorn, Torgerson, Vaughn, Wagner, Watts, J. S. White, S. A. White and Mr. Speaker Smith—62.

Mr. Eastman voting in the negative.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Ball, Barnard, Bates, Bremer, Chambers, Cheney, Coons, Cousins, Curtis, Fitzgerald, Harris, Holloway, Hoskins, Hoyt, Kuntz, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Ockler, Peterson, R. T. Powell, Rankin, Richter, Rusch, Samuelson, Semmann, Semple, Trumer and Weil—87.

No. 284, S.,

A bill to secure a proper guardianship for children discharged from the Soldiers' Orphans' Home and for other purposes,



Was read a first and second times,  
And was also read a third time and concurred in  
By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Bowen, D. W. Briggs,  
P. R. Briggs, Chambers, Chase, Curtis, Dana, Davis, Fay, Field,  
Fryer, Galagan, Hall, Hammond, Hinkley, Hixon, O. M. Hoyt,  
J. W. Hoyt, Humphrey, Jeffers, Judd, Keesan, King, Lonergan,  
Maxon, McCormick, McDonald, McIntosh, Meyer, Mihills, Montgo-  
mery, Morgan, Moulton, Otting, Orton, Pease, Pengra, O. S. Pow-  
ell, Rhodes, Richards, Rood, Rounds, Sanderson, Semmann, Sher-  
man, Smith, Swain, Thorn, Vaughn, Wagner, J. S. White and  
Mr. Speaker Smith—56.

Those voting in the negative were

Messrs. Eastman, Heimdal, Watts and S. A. White—4.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayers, Ball, Barnard, Barnes,  
Bate, Blake, Bremner, Cheney, Coons, Cousins, Dick, Fitzgerald,  
Freeman, Harris, Holloway, Hoskins, Hoyer, Knoll, Kuntz, Manson,  
Marvin, McDill, Merriam, Merrill, More, Nichols, Ockler, Peterson,  
R. T. Powell, Rankin, Richter, Rusch, Samuelson, Semple, Torgerson,  
Trumer and Weil—40.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has amended and  
concurred in as amended,

No. 688, A,

A bill to provide compensation for opening the present session,  
and for indexing and completing the transcribing of the journals of  
the Senate and Assembly.

And has concurred in

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of po-  
lice of the city of Milwaukee.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and  
the concurrence of the Assembly in

Jt. Res. No. 13, S.,  
Joint resolution to amend article 4 of the constitution of the  
state of Wisconsin,  
And the Senate has concurred with the Assembly in  
No. 752, A.,  
A bill to enable the town and village of Waterloo to settle its  
alroad debts.  
No. 734, A.,  
A bill to incorporate the Fort Howard and Shawano Turnpike Com-  
ny.  
No. 705, A.,  
A bill to provide for the expenditure of the drainage fund in the  
wn of Red Cedar, Dunn county.  
No. 617, A.,  
A bill to authorize the Wisconsin Northern Railroad company to  
ild branch lines of road.  
No. 684, A.,  
A bill to repeal chapter 311 of private and local laws of 1862.  
titled an act to fix the salary of the clerks of the circuit court  
d county courts of the county of Milwaukee.  
No 404, A.,  
A bill to repeal chapter 489 of the private and local laws of 1870,  
titled an act to amend chapter 115 of the private and local laws of  
60, entitled an act to amend an act entitled an act to incorporate  
a borough of Fort Howard and acts amendatory thereto, approved  
roch 13, 1856.  
No. 609, A.,  
A bill to amend section 4 of chapter 175 of the general laws of  
89, entitled an act to amend sections 6, 15 and 29 of chapter 130  
the general laws of 1868, entitled an act to provide for the as-  
sessment of property for taxation and the levy of taxes thereon.  
And has amended and concurred in as amended,  
Jt. Res. No. 31, A.,  
Relating to copies of the revised statutes furnished members of  
legislature of 1871.  
No. 673, A.,  
A bill to incorporate the Mill Creek Improvement and Log Driv-  
Company.  
No. 527, A.,  
A bill to incorporate the White River Dam, Logging and Boom  
npany.  
No. 521, A.,  
A bill to authorize and regulate the use of poison for the destruc-  
r of wolves, lynxes and wild cats, in the months of January and  
rruary in each year, and to repeal chapter 45 of the general laws  
1866, entitled an act to authorize poison to be used for the de-  
struction of wolves and wild cats in the months of January and  
rruary, in each year.

And has indefinitely postponed

No. 391, A.,

A bill to authorize the governor to provide a vault for coal and to cause a fence around the capitol park to be built.

No. 445, A.,

A bill relating to the auditing of certain claims and accounts against counties.

No. 652, A.,

A bill for the preservation of game.

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### SENATE MESSAGE CONSIDERED.

The Senate amendments to

Nos. 527 and 673, A., and Jt. Res. No. 31, A.,

Were severally concurred in.

The Senate amendments to

No. 729, A.,

A bill to amend an act entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10th, 1869.

No. 635, A.,

A bill to incorporate the Fox River Iron Company.

No. 727, A.,

A bill to authorize and require the common council of the city of Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

No. 555, A.,

A bill to incorporate the Savings Bank of Maunton.

No. 219, A.,

A bill to amend chapter 105 of the general laws 1870, entitled an act for the preservation of game in the counties therein mentioned.

No. 517, A.,

A bill to provide for laying out and establishing a state road from the borough of Fort Howard to Duck Creek in Brown county, Were severally concurred in.

On motion of Mr. Field,

The Assembly receded from its amendment to

No. 119, S.,

A bill relating to the fees of deputy clerks of the circuit courts and amendatory of section 1 of chapter 93 of the general laws of 1867, entitled an act to provide for the compensation of, deputy clerks of the circuit courts in the respective counties of this state.

On motion of Mr. Bailey the Senate amendment to

o. 419, A.,

bill to authorize the city of Milwaukee to build a bridge across the Milwaukee river, at the foot of Chestnut street, and a bridge across Menomonee river at First avenue, was rejected, under the rule.

aid amendment being a substitute, entitled

bill to incorporate the Milwaukee Stove Manufacturing Company.

on motion of Mr. Orton,

the Assembly refused to concur in the Senate amendment to

o. 688, A.,

bill to provide compensation for opening the present session and indexing and completing the transcribing of the journals of the Senate and Assembly.

the Senate amendments to

o. 521, A.

bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats in the months of January and February in each year, and to repeal chapter 45 of the general laws of 1866, entitled an act to authorize poisons to be used for the destruction of wolves and wild cats in the months of January and February in each year, were concurred in.

## REPORTS OF STANDING COMMITTEES.

the committee on Engrossed Bills, to whom was referred

o. 540, A.,

bill to amend chapter 59 of the local laws of 1867, entitled an act to incorporate the city of Fond du Lac," and to repeal chapter 124 of the private and local laws of 1867, entitled "an act to consolidate and amend the act to incorporate the city of Fond du Lac," and the several acts amendatory thereof, and to amend an act entitled "an act to consolidate the several school districts in the city of Fond du Lac," and the several acts amendatory thereof, passed February 14, 1868.

o. 577, A.,

bill to incorporate the Gas Light Company of Fond du Lac.

o. 691, A.,

bill to amend section 25 of chapter 130 of the general laws of 1866, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

o. 461, A.,

bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin.

C., No. 13, A.,

memorial to Congress to remove the duties now imposed upon the importation of tea and coffee.

No. 728, A.,

A bill to amend chapter 92 of the general laws of 1870, entitled "an act to provide for the protection from trespass of the lands granted by Congress to the state of Wisconsin to aid in the construction of the Sturgeon Bay ship canal," approved March, 16, 1870.

No. 757, A.,

A bill to appropriate to D. L. Quaw and Paul Shuengel each a sum of money therein named,

Have examined the same and find them correctly engrossed.

A. ROOD,

*Chairman.*

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On motion of Mr. Knell,

The Assembly adjourned to 7 1-2 o'clock P. M.

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7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Education, to whom was referred that part of the Governor's message relating to educational matters, had the same under consideration, and make the following report.

C. C. KUNTZ,

*Chairman.*

[See Appendix.]

Mr. Maxon moved that 1,000 copies of the report of the committee on Education be ordered printed,  
Which motion prevailed.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 172, A.,

A bill to supply school officers with the Journal of Education.

No. 728, A.,

A bill to amend chapter 92 of the general laws of 1870, entitled  
act to provide for the protection from trespass of the lands  
anted by Congress to the State of Wisconsin, to aid in the con-  
struction of the Sturgeon Bay Ship Canal, approved March 16,  
70.

No. 748, A.,

A bill to amend chapter 149, of the private and local laws of 1862,  
relating to publishing the notice of tax sales and the delinquent list  
of the county of Columbia, Wisconsin.

Were severally read a third time and passed.

M. C. No. 13, A.,

Memorial to Congress to remove the duties now imposed upon the  
importation of tea and coffee.

Was read a third time and passed, and

The title thereto amended by adding thereto "coal, salt, paper,  
cloth, and all necessary articles."

No. 696, A.,

A bill to provide for the advertising and sale of lands for unpaid  
taxes in the county of Adams,

Was read a third time and passed.

Jt. Res. No. 13, A.,

Proposing to amend sections 4, 5 and 11 of article 4 of the  
constitution of the state,

Was read a third time and lost,

By the following vote:

Those voting in the affirmative were,

Messrs. Bacon, Blake, Curtis, Dick, Field, Freeman, Fryer, Ham-  
mond, Heimdal, Hinkley, O. M. Hoyt, Humphrey, Jeffers, Keenan,  
Kernan, Maxon, McIntosh, Meyer, Mihills, Montgomery, Ostling,  
Paton, Pease, Pengra, Rhodes, Richards, Richter, Semmann, Smith,  
Torn, Wagner, Watts, Weil, J. S. White and S. A. White—35.

Those voting in the negative were

Messrs. Atwater, Bailey, Baker, Barnes, Bate, Bowen, D. W.  
Figgis, Dana, Davis, Eastman, Hixon, Hoyer, J. W. Hoyt, Judd,  
McDonald, Morgan, Rounds, Sanderson, Sherman, Swain, Tor-  
rison and Mr. Speaker, Smith—21

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Ball, Barnard, Brem-  
er, P. R. Briggs, Chambers, Chase, Cheney, Coons, Cousins,  
Fitzgerald, Galaghan, Hall, Harris, Holloway, Hoskins,  
King, Knell, Kuntz, Manson, Marvin, McCormick, McDill,  
Merriam, Merrill, More, Moulton, Nichols, Ockler, Peterson, O.

Powell, R. T. Powell, Rankin, Rood, Busch, Samuelson,  
Temple, Trumer and Vaughn—44.

No. 118, A.,

A bill relating to conveyances of real estate,

Was, on motion of Mr. Hall, indefinitely postponed.

No. 184, A.,

A bill to abridge and simplify conveyances of deeds and mortgages,

Was, on motion of Mr. Bailey, indefinitely postponed.

The amendment reported to

No. 574, A.,

A bill to amend chapter 182 of the general laws of 1869, entitled an act to establish a township system of school government,

Was concurred in, and

Said bill was read a third time and passed.

No. 814, A.,

A bill concerning the jurisdiction of municipal courts within this State,

Was read a third time and passed,

The title thereto amended by adding thereto after the word "courts," of the city of Ripon, in Fond du Lac county, this State

No. 605, A.,

A bill in relation to the disposition of unclaimed property by common carriers,

Was indefinitely postponed.

To

No. 738, A.,

A bill relating to elections, and amendatory of section 23 of chapter 7 of the revised statutes, entitled of general and special elections,

Mr. Curtis offered the following amendment :

Amend by inserting

"Section 2. The provisions of this act shall only apply to the counties of Brown and Fond du Lac."

Amend by correcting the numbering of "section 2" to "section 3."

Which amendment was adopted, and

Said bill, as amended, was read a third time and passed.

The substitute reported to

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1868, entitled "an act to codify the laws of this state relating to common schools,"

Was adopted, and

Said bill was read a third time and passed.

The amendment reported to

No. 662, A.,

A bill to provide for two municipal courts in the city of Fond du Lac,

Was adopted.

Mr. Mihills moved that said bill be indefinitely postponed,

Which motion was lost.

And said bill was read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Bacon, Baker, Bate, Blake, Curtis, Dick, Field, Freeman, Fryer, Heimdal, Hixon, Hoye, C. M. Hoyt, J. W. Hoyt, Keenan, McDonald, McIntosh, Montgomery, Moulton, Orton, Pease, Pengra, Rhodes, Thorn, Torgerson, Watts, J. S. White and A. White—28.

Those voting in the negative were

Messrs. Atwater, Bailey, Barnes, Bowen, D. W. Briggs, P. R. Briggs, Davis, Eastman, Hammond, Humphrey, Judd, Lonergan, Hixon, Meyer, Mihills, Morgan, Etling, O. S. Powell, Richards,ichter, Sanderson, Sammann, Sherman, Smith, Swain, Wagner and Speaker, Smith—27.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Ball, Barnard, Bremer, Chambers, Chase, Cheney, Coons, Cousins, Dana, Fay, Fitzgerald, Galagan, Hall, Harris, Hinkley, Holloway, Hoskins, Fers, King, Knoll, Kuntz, Manson, Marvin, McCormick, McDill, rriam, Merrill, More, Nichols, Ockler, Peterson, R. T. Powell, nkin, Rood, Rounds, Rusch, Samuelson, Semple Trumer, Vaughn and Weil—45.

The amendment reported to

No. 294, A.,

A bill to improve the navigation of the Chippewa river above Chippewa Falls, and to incorporate the Chippewa Log Security Company,

Was adopted, and

Said bill was read a third time and passed.

No. 51, S.,

A bill to extend the provisions of chapter 79 of the revised statutes, entitled of railroads, to the Manitowoc and Minnesota Railroad Company, and authorizing a branch road,

And,

No. 279, S.,

A bill to amend an act entitled an act to amend chapter 138 of private and local laws of 1868, entitled an act to amend an act to incorporate the village of Elkhorn,

Were severally read a third time and concurred in.

No. 247, S.,

A bill to authorize John E. Jones to perform certain acts,

Was read a third time and lost.

No. 109, S.,

A bill to appropriate to M. W. Stevens a sum of money therein provided.

Was read a third time and concurred in.

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chase, Cousins, Curtis, Dana, Dick, Eastman, Fay, Field, Freeman, Fryer, Hall, Ham-



mond, Heimdal, Hinkley, Hixon, Hoye, O. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, King, Kuntz, Lonergan, Maxon, McDonald, McIntosh, Meyer, Mihills, Montgomery, Morgan, Moulton, Oetling, Orton, Pease, Pengra, O. S. Powell, Rhodes, Richards, Richter, Rood, Rounds, Sanderson, Semman, Sherman, Smith, Swain, Thorn, Torgerson, Vaughn, Wagner, Watts, Well, J. S. White, S. A. White and Mr. Speaker, Smith—66.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Ball, Barnard, Brenner, Chambers, Cheney, Coons, Fitzgerald, Galagan, Harris, Holloway, Hoskins, Jeffers, Knocell, Manson, Marvin, McCormick, McDill, Merriam, Merrill, More, Nichols, Ockler, Peterson, R. T. Powell, Rankin, Rusch, Samuelson, Semple, Trumer and Weil—34

No. 128, S.,

A bill relating to towns and town officers and amendatory of section 78, chapter 15 of the revised statutes,

Was indefinitely postponed.

No. 747, A.,

A bill relating to the Wisconsin Central Railroad Company, and amendatory of section 1, chapter 27 of the private and local laws of 1871,

Was indefinitely postponed.

No. 697, A.,

A bill to authorize the board of supervisors of Rock county to appoint a jailor, define his powers, prescribe his duties, and to relieve the sheriff of Rock county of certain duties,

Was, on motion of Mr. Field,

Indefinitely postponed.

No. 438, A.,

A bill to organize the county of Pine,

Was, on motion of Mr. Bate,

Indefinitely postponed.

The amendment reported to

No. 296, S.,

A bill to set off and organize the town of Hamilton, in the county of La Fayette,

Was concurred in,

And said bill as amended was read a third time and concurred in.

The amendment reported to

No. 260, S.,

A bill to provide for the payment of the chaplains of the present legislature,

Was rejected.

Mr. P. R. Briggs offered the following amendment :

Amend section one by striking out the words, twenty-five dollars, and insert the words, five dollars for each morning service,

Which was lost.

Mr. Wagner offered the following amendment :

Provided, however, that such chaplain shall have officiated at six times,"

Which was lost, and

said bill was read a third time and concurred in,

by the following vote :

Those voting in the affirmative were

messrs. Atwater, Bailey, Bate, Blake, Bowen, D. W. Briggs, R. Briggs, Chase, Cousins, Dana, Davis, Fay, Field, Hammond, Hixon, J. W. Hoyt, Humphrey, Jeffers, Judd, King, Mihills, Morgan, Moulton, Orton, Pease, Pengra, Powell, Rhodes, Rood, Rounds, Sanderson, Semmann, Swain, Thorn, Torgerson, Watts, J. S. White, S. A. White  
Mr. Speaker Smith—42.

Those voting in the negative were :

messrs. Bacon, Baker, Curtis, Dick, Eastman, Freeman, Hinkley, Hinkle, Hoyer, C. M. Hoyt, Kuntz, Loneragan, Maxon, McCall, McIntosh, Meyer, Montgomery, Otting, Richards, Smith, Vaughn—21.

Those absent or not voting were

messrs. Allen, Anderson, Arnold, Ayres, Ball, Barnard, Barnes, Berner, Chambers, Cheney, Coons, Fitzgerald, Fryer, Galagan, Goss, Holloway, Hoskins, Knoll, Manson, Marvin, McCormick, Miller, Merriam, Merrill, More, Nichols, Ockler, Peterson, R. T. R. Richter, Rusch, Samuelson, Semple, Trumer, Wagner and  
—37.

274, S.,

bill to authorize the common council of the city of Prescott to the construction of a hotel in said city,  
is indefinitely postponed.

244, S.,

bill to regulate the use of kerosene and other illuminating oils illuminating materials in hotels and public buildings,  
is indefinitely postponed.

241, S.,

bill to amend section 19 of chapter 120 of the revised statutes, and of courts held by justices of the peace,  
is read a third time and concurred in.

Res. Rood :

Res. No. 86, A.,

SENATE, bill No. 1, Assembly, "A bill to incorporate the Chip River Improvement and Booming Company," has passed both houses of the Legislature, and now is in the hands of the Governor awaiting his action thereon ; and

SENATE, the name of C. R. Gleason appears in said bill as one of the incorporators ; and

SENATE, the testimony before the investigating committee of the Assembly goes to show that the said C. R. Gleason was guilty of improper means to secure the passage of said bill in the Assembly ; therefore

*Resolved by the Assembly, the Senate concurring,* That joint resolution No. 21, A., be, and is hereby suspended for the purpose of introducing a joint resolution to strike the name of said C. R. Gleason from said bill where he appears as one of the incorporators.

Mr. Freeman moved that said resolution be laid upon the table,  
Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bacon, Baker, Bate, D. W. Briggs, Dana, Freeman, Fryer, Hammond, C. M. Hoyt, Humphrey, Keenan, Maxon, McDonald, McIntosh, Pease, Richards, Thorn, Torgerson and Watts—20.

Those voting in the negative were

Messrs. Bailey, Ball, Blake, Bowen, P. R. Briggs, Chase, Cousins, Curtis, Davis, Dick, Eastman, Fay, Field, Galagan, Heimdal, Hinkley, Hixon, Hoye, J. W. Hoyt, Jeffers, Judd, King, Knell, Kuntz, Lonergan, Meyer, Mibills, Montgomery, Morgan, Moulton, Ockler, Oetting, Pengra, O. S. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Sanderson, Semmann, Sherman, Smith, Swain, Trumer, Vaughn, Wagner, Weil, J. S. White, S. A. White and Mr. Speaker Smith—51.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Barnes, Bremner, Chambers, Cheney, Coons, Fitzgerald, Hall, Harris, Holloway, Hoskins, Manson, Marvin, McCormick, McDill, Merriam, Merrill, More, Nichols, Orton, Peterson, R. T. Powell, Rankin, Samuelson and Semple—29.

And said resolution was adopted,

By the following vote :

Those voting in the affirmative were

Messrs. Ball, Blake, Bowen, Chase, Cousins, Dick, Eastman, Fay, Galagan, Hoye, J. W. Hoyt, Jeffers, Judd, King, Knell, Kuntz, Lonergan, Mibills, Morgan, Moulton, Ockler, Oetting, O. S. Powell, Rhodes, Richter, Rood, Rounds, Rusch, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, J. S. White, S. A. White and Mr. Speaker Smith—38.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, Dana, Davis, Field, Freeman, Fryer, Hammond, Heimdal, Hinkley, Hixon, C. M. Hoyt, Humphrey, Keenan, Maxon, McDonald, McIntosh, Montgomery, Pease, Pengra, Richards, Sanderson, Swain, Thorn, Torgerson and Watts—31.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Bremner, P. R. Briggs, Chambers, Cheney, Coons, Curtis, Fitzgerald, Hall, Harris, Holloway, Hoskins, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Meyer, More, Nichols, Orton, Peterson, R. T. Powell, Rankin, Samuelson and Semple—31.

On motion of Mr. Blake,  
The Assembly adjourned.



ley, Hixon, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, King, Kuntz, McDonald, McIntosh, Mihills, Montgomery, Morgan, Moulton, Pease, Pengra, O. S. Powell, R. T. Powell, Rood, Rounds, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Vaughn and Mr. Speaker, Smith—50.

Those voting in the negative were

Messrs. Ball, Barnes, Dick, Eastman, Fryer, Galagan, Heimdal, Hoye, Knoll, Lonergan, Maxon, McCormick, Meyer, Oakler, Oeding, Orton, Rhodes, Richards, Richter, Rusch, Thorn, Trumer, Wagner, Watts, Weil, J. S. White and S. A. White—27.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Cheney, Coons, Fitzgerald, Harris, Holloway, Hoskins, Jeffers, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Peterson, Rankin, Samuelson and Semple—23.

Mr. C. M. Hoyt moved that the Assembly do now adjourn,

Which motion was lost,

By the following vote:

Those voting in the affirmative were,

Messrs. Ball, Eastman, Freeman, Fryer, C. M. Hoyt, Knoll, Maxon, McCormick, Pease, Richter, Semmann, Trumer, Weil, J. S. White and S. A. White—15.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cousins, Curtis, Dana, Davis, Dick, Fay, Field, Galagan, Hall, Hammond, Heimdal, Hinkley, Hixon, Hoye, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Kuntz, Lonergan, McDonald, McIntosh, Meyer, Mihills, Montgomery, Morgan, Moulton, Oakler, Oeding, Orton, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Rood, Rounds, Rusch, Sanderson, Sherman, Smith, Swain, Thorn, Torgerson, Vaughn, Wagner, Watts and Mr. Speaker, Smith—63.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Cheney, Coons, Fitzgerald, Harris, Holloway, Hoskins, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Peterson, Rankin, Samuelson and Semple—22.

## REPORT OF SERGEANT-AT-ARMS.

MR. SPEAKER :

I have the honor to report that of the absentees without leave, Messrs. Cousins, McCormick and Jeffers are now in their seats;

That Mr. Barnard has gone to his home in Iowa county; Mr. Merrill to Rock county; Mr. Holloway to Grant county and Mr. Semple to Shawano county, and would ask for further instructions.

SAM. S. FIFIELD,  
*Sergeant-at-Arms.*

fr. Swain moved that the report of the Sergeant-at-Arms be adopted,

Which motion prevailed,

by the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, Blake, Emmer, D. W. Briggs, P. R. Briggs, Chambers, Chase, Cousins,

Curtis, Dana, Davis, Dick, Fay, Field, Freeman, Fryer, Galagan, Hall, Hammond, Hinkley, Hixon, Hoye, C. M. Hoyt, V. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Knoll, Lutz, Lonergan, McCormick, McIntosh, Meyer, Mihills, Montgomery, Morgan, Moulton, Otting, Pease, Pengra, O. S. Powell, R. Powell, Rhodes, Rood, Rounds, Sanderson, Sherman, Smith, Torgerson, Vaughn, Watts and Mr. Speaker, Smith—61.

Those voting in the negative were

Messrs. Ball, Eastman, Heimdal, Maxon, Ockler, Orton, Richter, Rusch, Semmann, Trumer, Wagner, Weil and White—14.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Cheney, Fitz, Fitzgerald, Harris, Holloway, Hoskins, Manson, Marvin, Mill, McDonald, Merriam, Merrill, More, Nichols, Peterson, Simon, Samuelson, Semple, Thorn and S. A. White—51.

and thereby proceedings under the call were dispensed with.

The question recurring on the motion to table the motion to reconsider,

The Assembly refused to lay said motion on the table,

the following vote :

Those voting in the affirmative were

Messrs. Ball, Barnes, Dick, Eastman, Fryer, Galagan, Heimdal, C. M. Hoyt, Knoll, Lonergan, Maxon, McCormick, Ockler, Otting, Orton, Pease, Richards, Richter, Rusch, Simon, Thorn, Trumer, Wagner, Watts, Weil, J. S. White, and White—29.

Those voting in the negative were

Messrs. Atwater, Bailey, Baker, Bate, Blake, Bowen, Brewster, W. Briggs, P. R. Briggs, Chambers, Chase, Cousins, Curran, Dana, Davis, Fay, Field, Freeman, Hall, Hammond, Hinkley, J. W. Hoyt, Humphrey, Jeffers, Judd, Keenan, King, Lutz, McDonald, McIntosh, Mihills, Montgomery, Morgan, Moulton, Pengra, O. S. Powell, R. T. Powell, Rhodes, Rood, Rounds, Sanderson, Sherman, Smith, Swain, Torgerson, Vaughn and Mr. Speaker, Smith—48.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Barnard, Brown, Coons, Fitzgerald, Harris, Holloway, Hoskins, Manson, McDill, Merriam, Merrill, More, Nichols, Peterson, Samuelson and Semple—23.

The question then recurring on the motion to table the 7th amendment to said bill,

The Assembly refused to lay said amendment on the table.

Mr. Hall moved that the vote by which the Assembly concurred in the 4th Senate amendment be reconsidered,

Which motion prevailed.

Mr. Rood then moved that the Assembly non-concur in the 4th and 7th Senate amendments, and ask a committee of conference thereon. and that the Assembly appoint five on said committee.

Mr. Richards called for a division of the question,

And the question being taken on first proposition embodied in the motion, viz: to non-concur in the 4th and 7th Senate amendments, The Assembly refused to concur in said amendments.

The question then being on the second proposition embodied in said motion, viz.: that a committee of conference be asked on bill No 753, A., and that the Assembly appoint five as such committee,

Mr. Maxon moved to amend said motion by inserting after the word "on" the words, "the disagreeing vote between the two houses on."

Mr. Orton then moved to amend the amendment as follows:

"Strike out all after the word 'insert' and add as follows: 'with instructions to take into consideration the entire bill with the amendments.'"

Which amendment to the amendment to the amendment was rejected

By the following vote:

Those voting in the affirmative were

Messrs. Bacon, Baker, D. W. Briggs, Curtis, Dana, Davis, Hall, Heimdal, Hoye, Judd, Knoll, Lonergan, McCormick, Mihills, Orton, Rhodes, Richter, Rood, Rounds, Rusch, Semmana, Thorn, Vaughn, Watts, J. S. White and Mr. Speaker Smith—26.

Those voting in the negative were

Messrs. Atwater, Bailey, Ball, Barnes, Bate, Blake, Bowen, Brenner, P. R. Briggs, Chambers, Chase, Dick, Eastman, Fay, Field, Freeman, Fryer, Galagan, Hammond, Hinkley, Hixon, C. M. Hoyt, J. W. Hoyt, Humphrey, Jeffers, Keenan, King, Kunts, Maxon, McDonald, McIntosh, Meyer, Montgomery, Morgan, Moulton, Ockler, Otting, O. S. Powell, B. T. Powell, Richards, Sanderson, Sherman, Smith, Swain, Torgerson, Trumer and S. A. White—47.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayers, Barnard, Cheney, Coons, Cousina, Fitzgerald, Harris, Holloway, Hoskins, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Pease, Pengra, Peterson, Rankin, Samuelson, Semple, Wagner and Weil—27.

And the amendment of Mr. Maxon to said motion, by Mr. Rood, Was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Bailey, Ball, Barnes, Bowen, Dick, Eastman, Fryer,

Blagan, Hammond, Heimdal, Hinkley, Hoyer, U. M. Hoyt, J. W. Hoyt, Keenan, Knoll, Maxon, McCormick, McDonald, McIntosh, Meyer, Ockler, Otting, Pease, R. T. Powell, Richards, Rusch, Sherman, Watts, J. S. White and S. A. White—31.

Those voting in the negative were

Messrs. Atwater, Bacon, Baker, Bate, Blake, Bremner, D. W. Briggs, P. B. Briggs, Chambers, Chase, Curtis, Dana, Davis, Day, Field, Freeman, Hall, Hixon, Humphrey, Jeffers, Judd, King, Kuntz, Lonergan, Mihills, Montgomery, Morgan, Moulton, Penger, Pengra, O. S. Powell, Rhodes, Richter, Rood, Rounds, Sanderson, Semmann, Smith, Swain, Torgerson, Vaughn and J. Speaker, Smith—42.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Barnard, Cheney, Cousins, Cousins, Fitzgerald, Harris, Holloway, Hoskins, Manson, Marvin, McDill, Merriam, Merrill, More, Nichols, Peterson, Rankin, Samuelson, Semple, Thorn, Trumer, Wagner and Weil—27.

And the second proposition of the motion was adopted,

And the Speaker announced as such committee, on the part of the Assembly,

Messrs. Rood, Curtis, Baker, Freeman and Pengra.

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## REPORTS OF STANDING COMMITTEES.

The committee on Railroads, to which was referred the following bills, have had the same under consideration, and respectfully report the same back to the house as follows:

No. 196, S.,

A bill to authorize the county of Richland and the several towns therein to aid in the construction of a railroad,

With amendments, and recommend concurrence therein when so needed.

No. 277, S.,

A bill to incorporate the Red Wing and Menomonee Railway Company,

Without amendment, and recommend that it be concurred in.

No. 298, S.,

A bill to incorporate the Eastern La Fayette and Mississippi Railway Company,

And recommend its passage.

J. S. CURTIS,

*Chairman.*

The amendments reported to

No. 196, S.,

Above reported,

Were concurred in,

And said bill, as amended, was read a third time and concurred in.





No. 277, S.,  
Above reported,  
Was read a third time and concurred in.  
No. 298, S.,  
Above reported,  
Was read a third time and concurred in.

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### REPORTS OF SELECT COMMITTEES.

A majority of the special committee to whom was referred

No. 672, A.,

A bill to incorporate the Prescott, River Falls and Northern Railroad Company,

Have had the same under consideration and report the same back with the recommendation that the bill as amended by the Senate, be concurred in.

Orton dissenting.

O. S. POWELL,  
A. ROOD.

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The minority of the committee to whom was referred

No. 672, A.,

A bill to incorporate the Prescott, River Falls and Northern Railroad Company,

Begs leave to report that, not being able to agree with the majority of the committee, he respectfully suggests that the amendments of the Senate to said bill may, and probably will, have the effect to defeat a law already passed at this session, fixing the city of Hudson, on Lake St. Croix, as the terminus of the West Wisconsin Railroad, and to render it possible, if not probable, that said road will not be built to said city of Hudson, but a line of the road contemplated by this bill, will be built in its place to terminate in this State opposite Stillwater, in the State of Minnesota, which will have the effect to utterly destroy the city of Hudson, in this State.

The minority begs leave further to suggest, that it is not essential to the ostensible objects of this bill, that the amendment of the Senate, authorizing an indefinite and floating line, beyond the point of junction with the West Wisconsin Railroad, should be adopted. If the author is sincere in the apparent objects of his bill, it will do him or his bill no harm to adopt the amendment herewith reported and recommended.

Respectfully submitted,

H. S. ORTON,  
*Minority of the Committee*

The amendments reported by the minority of the committee to the same amendments to said bill, were as follows :

First. " Amend amendment to section 5 by inserting after the word " thence," the words, on the most direct and feasible route through the towns of Richmond or Star Prairie, in Saint Croix county to the town of Osceola, Polk county, or to St. Croix Falls, said Polk county."

Second. Amend amendment to section 5 by inserting after the word " river," where the same occurs in said amendment, the words " or above the south line of Polk county,"

Which were lost.

The Senate amendments were then concurred in.

The Select committee to whom was referred bill

No. 250, S.,

A bill to provide for liens in certain cases,

Have had the same under consideration, and respectfully report same back to the house and recommend its passage.

J. S. CURTIS,

*Chairman.*

Said bill was read a third time and concurred in.

## EXECUTIVE MESSAGE.

### STATE OF WISCONSIN,

#### EXECUTIVE DEPARTMENT,

Madison, March 22, 1871.

*to the Honorable the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally been deposited in the office of the secretary of state :

No. 346, A.,

An act to amend section 3, of chapter 249, of the private and local laws of 1870, entitled an act to incorporate the Silver Glance Mining Company.

This bill was not approved ; allowed to become a law by length of time.

No. 647, A.,

An act to authorize Wm. Besser to construct and run a steamboat on Lake La Belle, in the county of Waukesha.

This bill was not approved ; allowed to become a law by length of

No. 449, A.,

An act to amend chapter 824, general laws of 1864, entitled an act to aid the Tomah and Lake St. Croix Railroad Company.

This bill was not approved, allowed to become a law by length of time.

No. 717, A.,

An act in relation to taxes on certain real estate in Trempealeau county.

This bill was not approved, allowed to become a law by length of time.

No. 749, A.,

An act to amend an act entitled an act to amend and consolidate an act to incorporate the city of Racine, approved August 8th, 1848, and the several acts amendatory thereof, approved March 22, 1866, and the several acts amendatory thereof, and to extend the corporate limits of said city of Racine.

Jt. Res. No. 29, A.,

Joint resolution agreeing to an amendment to article 4 of the constitution of the State of Wisconsin.

No. 678, A.,

An act to authorize the town of Boscobel, in the county of Grant, and other towns therein named in the county of Crawford, to build a free bridge across the Wisconsin river at Boscobel, and to authorize the levy of a tax and the issue of town orders therefor.

No. 614, A.,

An act to incorporate the village of Dartford.

No. 446, A.,

An act requiring owners of threshing machines to guard against accidents.

No. 434, A.,

An act in relation to the board of public works in the city of Milwaukee.

No. 755, A.,

An act to amend chapter 162, of the private and local laws of 1871, entitled an act to authorize the Portage, Winnebago and Superior Railroad Company to extend its road west from Superior.

No. 566, A.,

An act to provide for the government of the Wisconsin State Hospital for the Insane.

No. 642, A.,

An act to authorize the common council of the city of Janesville to levy and collect a tax of \$4,000 in the year 1871, and place the same to the credit of the school fund.

No. 804, A.,

An act to incorporate the Rock Prairie Railroad Company.

No. 543, A.,

An act to incorporate the village of Winneconne, in the county of Winnebago.

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No. 578, A.,

A bill to authorize the secretary of state to audit the claim of Ralph Marsh for certain taxes and interest erroneously paid by him.

No. 474, A.,

A bill to authorize an appropriation of money in the county of Milwaukee for the purpose of improving certain grounds for the use of the State Agricultural Society,

And has indefinitely postponed,

No. 667, A.,

A bill to provide for an alphabetical index.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature.

No. 119, S.,

A bill relating to the fees of deputy clerks of the circuit courts, and amendatory of section 1 of chapter ninety-three (93), of the general laws of 1867, entitled "an act to provide for the compensation of deputy clerks of the circuit courts in the respective counties of this state.

Said bill was signed by the Speaker.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to present you for signature

No. 195, S.,

A bill to amend and consolidate the charter of the village of Omro.

No. 297, S.,

A bill to authorize the county of La Fayette to issue its bonds and take stock to build, equip and complete a railroad to a certain point within said La Fayette county westwardly from the village of Monroe, in Green county.

Said bills were signed by the Speaker.

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On motion of Mr. Curtis,

The Assembly adjourned to 2 1-2 o'clock P. M.

2:1-2 o'clock P. M.

The Speaker called the Assembly to order.

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On the Senate amendment to

S. 539, A.,

bill to amend chapter 37 of the general laws of 1868, entitled  
"to amend chapter 362 of the general laws of 1860, entitled  
"relating to the Milwaukee county court,

Mr. Keenan offered the following amendment :

"to amend the amendment by adding to the amendment the words,  
"the supreme court of the state of Wisconsin,"

The amendment was adopted, and  
the bill, as amended, was concurred in.

S. 215, S.,

bill to amend section 1 of chapter 30, private and local laws of  
1868, entitled an act supplementary to an act to incorporate the  
Milwaukee Mechanics Mutual Insurance Company,  
as read a first and second times, and

Mr. Keenan offered the following amendment.

The amendment by striking out section two of the bill  
was lost.

Mr. Richter moved that said bill be indefinitely postponed,

and the motion was lost, and

the bill was read a third time and concurred in.

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## REPORTS OF SELECT COMMITTEES.

On the Select committee to whom was referred

S. 703, A.,

bill authorizing the publication of the list of lots and lands on  
which the taxes for the year 1870 are unpaid in certain counties, in  
a paper printed in the German language,

The committee report that the said amendments have had the same under considera-  
tion and respectfully report it back to the house with recommenda-  
tion that the said amendments be rejected, they report further  
that no amendment and recommend its adoption and the passage of  
the bill when so amended.

J. S. CURTIS.



The amendments as recommended above were rejected.

The amendment reported thereto was adopted.

Mr. S. A. White moved that said bill be indefinitely postponed.

Which motion was lost.

By the following vote :

Those voting in the affirmative were

Messrs. Bailey, Ball, Barnard, Barnes, Bremner, D. W. Briggs, P. R. Briggs, Dick, Eastman, Galagan, Hall, Hiemdal, J. W. Hoyt, Humphrey, Keenan, McDonald, Meyer, Moulton, Ockler, Rhodes, Rood, Sherman, Trumer, Weil, J. S. White and S. A. White—26.

Those voting in the negative were :

Messrs. Atwater, Bacon, Blake, Bowen, Chambers, Curtis, Dana, Davis, Field, Freeman, Hinkley, Hixon, C. M. Hoyt, Judd, King, Knell, Kuntz, Loneragan, Maxon, McIntosh, Montgomery, Morgan, Oetting, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rusch, Semmann, Smith, Swain, Watts and Mr. Speaker Smith—34.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Baker, Bate, Chase, Cheney, Cousins, Coons, Fay, Fitzgerald, Fryer, Hammond Harris, Holloway, Hoskins, Hoyer, Jeffers, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Mihills, More, Nichols, Peterson, Richards, Richter, Rounds, Samuelson, Sanderson, Semple, Thorn, Torgerson, Wagner and Vaughn—40.

And said bill was read a third time and passed,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bacon, Blake, Bowen, Chambers, Curtis, Dana, Davis, Field, Freeman, Hinkley, C. M. Hoyt, Judd, Knell, Kuntz, Loneragan, McIntosh, Montgomery, Morgan, Ockler, Oetting, Orton, Pease, Pengra, Richter, Rusch, Semmann, Smith, Swain, Trumer, Watts, J. S. White and Mr. Speaker Smith—38.

Those voting in the negative were

Messrs. Bailey, Barnard, Barnes, Bremner, D. W. Briggs, P. R. Briggs, Dick, Eastman, Fryer, Galagan, Hall, Hiemdal, Hixon, J. W. Hoyt, Humphrey, Keenan, Maxon, McDonald, Meyer, Moulton, O. S. Powell, R. T. Powell, Rhodes, Rood, Sherman, Weil and S. A. White—27.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Baker, Ball, Bate, Chase, Cheney, Coons, Cousins, Fay, Fitzgerald, Hammond, Harris, Holloway, Hoskins, Hoyer, Jeffers, King, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Mihills, More, Nichols, Peterson, Rankin, Richards, Rounds, Samuelson, Sanderson, Semple, Thorn, Torgerson, Vaughn and Wagner—40.

And the title thereto amended as follows :

A bill to amend section 51 of chapter 18 of the revised statutes entitled of counties and county officers.

No. 265, S.,

A bill to amend section 2, chapter 77, of general laws of 1866, titled an act for the regulation of trade in certain cases, and in addition to said act.

Was read a first and second times, and

On motion of Mr. Hall,

Was indefinitely postponed,

The amendment reported to

No. 120, S.,

A bill to exempt the Northern Wisconsin Mutual Life Insurance company from the provisions of chapter 59, general laws of 1870, titled an act to regulate the business of life insurance,

Was adopted, and

Said bill was read a third time, and

On motion of Mr. Keenan,

Indefinitely postponed.

No. 216, S.,

A bill relating to the settlement of the estates of deceased persons, and amendatory of section 9, chapter 98 of revised statutes, was read a third time and concurred in.

The amendments to

No. 220, S.,

A bill giving the consent of the Legislature of the State of Wisconsin to the purchase by the United States, of lands within this State, for public purposes,

Were concurred in, and said bill, as amended, was read a third time and concurred in.

No. 283 S.,

A bill to provide for the places of holding elections in the town of Eldorado, county of Fond du Lac,

Was read a third time and concurred in.

No. 124, S.,

A bill to create the office of state commissioner of immigration, to provide for the same, and define the duties thereof,

Was read a third time and concurred in,

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Blake, Bowen, D. W. Gage, Cousins, Davis, Fay, Field, Freeman, Hall, Hixon, O. Hoyt, J. W. Hoyt, Judd, King, Knöell, Kuntz, Montgomery,

Morgan, Oekler, Orton, Pease, Pengra, O. S. Powell, R. Howell, Richards, Rood, Rounds, Semmann, Sherman, Swain, T. W. Wagnon, Watts, S. A. White and Mr. Speaker Smith—38.

Those voting in the negative were

Messrs. Ball, Barnard, Bremner, Chambers, Dick, Eastman, E. Galagan, Heimdal, Humphrey, Keenan, Lonergan, Maxon, McDonald, McIntosh, Meyer, Moulton, Oetling, Rhodes, Richter, h, Torgerson, and J. S. White—23.



Those absent or not voting, were

Messrs. Allen, Anderson, Arnold, Ayers, Barnes, Bate, P. R. Briggs, Chase, Cheney, Coons, Curtis, Dana, Fitzgerald, Hammond, Harris, Hinkley, Holloway, Hoskins, Hoye, Jeffers, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Mibills, More, Nichols, Peterson, Rankin, Rusch, Samuelson, Sanderson, Semple, Thorn, Trumer, Wagner and Weil—39.

### REPORT OF STANDING COMMITTEE.

The committee on Engrossed Bills, to whom was referred

No. 294, A.,

A bill to improve the navigation of the Chippewa river above Chippewa Falls, and to incorporate the Chippewa Log Security Company,

Have examined the same and find it correctly engrossed.

A. ROOD,

*Chairman.*

To

No. 242, S.,

A bill to amend chapter 199 of the private and local laws of 1859, entitled an act to establish a municipal court in the city and county of Milwaukee,

Mr. Knell offered the following amendment :

Amend section 3, by striking out the words, "thirty-six hundred," and insert not less than \$2,500, nor more than \$3,000,

Which amendment was lost,

By the following vote :

Those voting in the affirmative were,

Messrs. Ball, Blake, Bowen, D. W. Briggs, Dick, Eastman, Galaghan, Heimdal, Humphrey, Judd, Knell, Lonergan, Maxon, Morgan, Moulton, Ockler, Oetling, Rhodes, Smith, Torgerson, Watts, J. S. White and S. A. White—23.

Those voting in the negative were

Messrs. Atwater, Bailey, Baker, Bremner, Chambers, Cousins, Davis, Field, Freeman, Fryer, Hall, Hixon, O. M. Hoyt, J. W. Hoyt, Keenan, McIntosh, Montgomery, Orton, Pease, Pengra, O. S. Powell, Richards, Richter, Rounds, Semmann, Sherman and Vaughn—27.

Those absent or not voting were

Messrs. Allen, Anderson, Arnold, Ayres, Bacon, Barnes, Bate, P. R. Briggs, Chase, Cheney, Coons, Curtis, Dana, Fay, Fitzgerald, Hammond, Harris, Hinkley, Holloway, Hoskins, Hoye, Jeffers, King, Macson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Mibills, More, Nichols, Peterson, R.

Powell, Rankin, Rood, Rusch, Samuelson, Sanderson, Apple, Smith, Swain, Thorn, Trumer, Wagner, Weil, and Mr. Baker, Smith—50.

and said bill was read a third time and concurred in,

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**SPEAKER :**

I am directed to inform you that the Senate has amended and concurred in as amended

o. 539, A.,

bill to amend chapter 87 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court,

and has passed and asks the concurrence of the Assembly in

o. 242, S.,

bill to amend chapter 199 of the private and local laws of 1868, entitled an act to establish a municipal court in the city and county of Milwaukee,

and has concurred in

Res. No. 33, A.,

directing superintendent of public property to furnish Hon. W. Dick with certain documents.

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### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**SPEAKER :**

I am directed to inform you that the Senate has concurred with the Assembly in

o. 577, A.,

bill to incorporate the Gas Light Company of Fond du Lac.

o. 584, A.,

bill to amend section 1 of chapter 262 of the private and local laws of 1868, entitled an act to amend an act relating to the public works of the city of Milwaukee.

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### LEAVE OF ABSENCE

has been granted to Mr. McCormick indefinitely.

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A motion of Mr. Richter,

that the Assembly adjourned to 7 1-2 o'clock, P. M.

7 1-2 o'clock P. M.

The Speaker called the Assembly to order.

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Mr. Bate moved that the Senate be requested to return for further consideration

No. 294, A.,

A bill to improve the navigation of the Chippewa river above Chippewa Falls, and to incorporate the Chippewa Log Security Company.

Which motion prevailed.

Mr. Orton moved that the Senate be requested to return for further consideration

No. 276, S.,

A bill to confirm the right of the West Wisconsin Railway and the Wisconsin Farm Mortgage Land Company in the contract made with the St. Croix and Lake Superior Railroad Company on the 10th day of March, 1857,

Which motion prevailed.

Mr. More moved that the Senate be requested to return for further consideration

No. 120, S.,

A bill to exempt the Northern Wisconsin Mutual Life Insurance Company from the provisions of chapter 59, general laws of 1870, entitled an act to regulate the business of life insurance.

Which motion prevailed.

Mr. Thorn moved that the Senate be requested to return for further consideration

No. 283, S.,

A bill to provide for the places of holding elections in the town of El Dorado, county of Fond du Lac.

Which motion prevailed.

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### RESOLUTIONS INTRODUCED.

By Mr. Pease :

Jt. Res. No. 37, A.,

*Resolved by the Assembly, the Senate concurring, That from and after twelve o'clock on Thursday, March 23, no business shall be done by either house, except to receive and send messages from*

ae house to the other, and to receive messages from the executive, and act upon the same. And that the legislature adjourn sine se at eleven o'clock A. M. on Friday March 24th.

Which resolution was adopted.

y Mr. Orton :

Rcs. No. 40, A.,

*Resolved, by the Assembly,* That the committee of conference of is house, on the disagreement in Assembly bill No. 753, be and ay are hereby instructed to take into consideration in said conference, the entire bill, as well as the amendments.

On motion of Mr. Field,

The above resolution was tabled,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Atwater, Bailey, Barnard, Barnes, Bate, ke, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Chambers, ase, Cousins, Dana, Davis, Dick, Eastman, Fay, Field, Free- n, Galagan, Hammond, Hinkley, J. W. Hoyt, Humphrey, nan, Kuntz, Maxon, McDonald, McIntosh, Montgomery, gan, Ockler, Otting, Pease, O. S. Powell, Richards, Richter, ch, Semmann, Sherman, Smith, Torgerson, Trumer, Watts, Weil, S. White and S. A. White—49.

those voting in the negative were

lessrs. Bacon, Baker, Curtis, Fryer, Hall, Heimdal, Hixon, e, C. M. Hoyt, Lonergan, Mihills, Moulton, Orton, Pengra, des, Thorn, Wagner and Mr. Speaker Smith—18.

those absent or not voting were

essrs. Allen, Arnold, Ayres, Ball, Cheney, Coons, Fitzgerald, cis, Holloway, Hoskins, Jeffers, Judd, King, Knoll, Manson, vin, McCormick, McDill, Merriam, Merrill, Meyer, More, Nich- Peterson, R. T. Powell, Rankin, Rood, Rounds, Samuelson, erson, Semple, Swain and Vaughn—33.

## REPORTS OF STANDING COMMITTEES.

e committee on Enrolled Bills have examined and find cor- enrolled the following bills :

. 752, A.,

bill to enable the town and village of Waterloo to settle its id debts.

683, A.,

ill to repeal section 4 of chapter 27, general laws 1871, an act d an act to amend chapter 130, general laws 1868, an act en- an act to provide for the assessment of property and the levy es therein named.

No. 517, A.,

A bill to provide for laying out and establishing a state road from the borough of Fort Howard to Duck Creek in Brown county.

No. 685, A.,

A bill to incorporate the Fox River Iron Company.

No. 619, A.,

A bill relating to the individual liability of the stockholders in the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

No. 734, A.,

A bill to incorporate the Fort Howard and Shawano Turnpike Company.

No. 641, A.,

A bill to simplify the proceedings of actions for the recovery of real estate.

No. 427, A.,

A bill to empower the county of Milwaukee to raise money to build a court house,

No. 756, A.,

A bill to submit to the people an amendment to article 4 of the constitution,

No. 587, A.,

A bill to amend the charter of the city of Oshkosh in the manner therein set forth,

No. 628, A.,

A bill to incorporate the Esterly, Shumway Manufacturing and Construction Company.

No. 219, A.,

A bill to amend chapter 105 of the general laws of 1870, entitled an act for the preservation of game in the counties therein named,

No. 521, A.,

A bill to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February in each year, and to repeal chapter 45 of the general laws of 1866, entitled an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year.

THOS. SANDERSON,  
*Chairman.*

The committee on Federal relations, to whom was referred bill No. 221, S.,

A bill to provide for the relinquishment, to the United States in certain cases, of title to lands for sites of light stations on the coasts and waters of this State,

have had the same under consideration, and report the same with the recommendation that the same be indefinitely postponed,

HENRY COUSINS,

*Chairman.*

said bill was indefinitely postponed.

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the committee on Federal Relations, to whom was referred  
mem. O. No. 2, A.,

memorial to Congress for the protection of emigrants landing  
New York, Boston, Philadelphia and other ports of entry of the  
United States,

have had the same under consideration and report the same back  
without any recommendation.

HENRY COUSINS,

*Chairman.*

motion of Mr. Maxon,  
said memorial was indefinitely postponed.

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#### MESSAGE FROM THE SENATE.

O. B. SMITH, Chief Clerk thereof.

SPEAKER :

directed to inform you that the Senate has receded from  
agreeing amendment to  
758, A.,

bill to apportion the State into Senate and Assembly districts,  
has refused to grant to the Assembly a committee of Con-  
ference on said bill.

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#### MESSAGE FROM THE SENATE.

O. B. SMITH, Chief Clerk thereof.

SPEAKER :

directed to present you for signature:

28, S.,

to amend chapter 121 of the general laws of 1868, entitled  
relative to the compensation of county judges.

36, S.,

to further provide for a course of instruction in the state  
schools for the pupils of the Soldiers' Orphans' Home.

No. 306, S.,

A bill to provide for levying and collecting a state tax for the year 1871.

No. 107, S.,

A bill to provide for a State board of charities and reforms.

No. 207, S.,

A bill to extend the time for appeals for services rendered under provisions of chapter 98, private and local laws of 1857, and chapter 89 of private and local laws of 1858, relating to state roads.

No. 246, S.,

A bill to appropriate to John Boyd the sum of money therein named, and to O. B. Lapham the sum of \$79.90.

No. 252, S.,

A bill to authorize the West Wisconsin Railroad Company to keep and maintain bridges across the Black, Eau Claire, Chippewa, Menominee and Red Cedar rivers.

No. 198, S.,

A bill to amend chapter 14 of revised statutes, entitled of resignations, vacancies and removals, and of the supplying of vacancies.

Said bills have been signed by the Speaker.

#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER:

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 304 S.,

A bill in relation to exemption from taxation.

No. 151, S.,

A bill relating to the verdicts of juries.

No. 278, S.,

A bill to amend chapter 452 of the private and local laws of 1869 entitled an act to incorporate the Namakogan and Totogatic Dam Company, and changing the name of said company.

And has concurred with the Assembly in the passage of

No. 662, A.,

A bill to provide for two municipal courts in the city of Fond du Lac.

No. 580, A.,

A bill to amend chapter 59 of the local laws of 1869, entitled an act to incorporate the city of Fond du Lac, and to repeal chapter 124 of the private and local laws of 1867, entitled an act to consolidate and amend the act to incorporate the city of Fond du Lac, and the several acts amendatory thereof, and to amend an act entitled an act to consolidate the several school districts in the city of Fond du Lac, and several acts amendatory thereof, approved February 14th, 1868.

d has refused to concur in the passage of  
Res. No. 36, A.,  
pending the operation of Jt. Res. No. 21, A., for a certain  
se.  
d has concurred in the Assembly amendments to the Senate  
ments to  
539, A.,  
ill to amend chapter 37 of the general laws of 1868, entitled  
to amend chapter 362 of the general laws of 1860, entitled  
relating to the Milwaukee county court.  
l has concurred in the Assembly amendments to  
196, S.,  
ill to authorize the county of Richland and the several towns  
to aid in the construction of a railroad.

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#### SENATE MESSAGE CONSIDERED.

151, S.,  
read a first and second times, and  
motion of Mr. Hall,  
rules were suspended, and  
bill was indefinitely postponed.  
278, S.,  
read a first and second times, and  
rules being suspended,  
bill was concurred in.  
304, S.,  
read a first and second times, and  
motion of Mr. Smith,  
rules being suspended,  
bill was indefinitely postponed.

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#### MESSAGE FROM THE SENATE.

D. R. SMITH, Chief Clerk thereof.

MAKERS :

directed to inform you that the Senate has returned to the  
ly for further consideration

176, S.,

l to confirm the right of the West Wisconsin Railway and  
consin Farm Mortgage Land Company in the contract made  
St. Croix and Lake Superior Railroad Company, on the  
y of March, 1857.

20, S.,

l to exempt Northern Wisconsin Mutual Life Insurance  
y from the provisions of chapter 59, general laws of 1870,  
an act to regulate the business of life insurance.



## SENATE MESSAGE CONSIDERED.

Mr. Orton moved that the vote by which

No. 276, S.,

Was this P. M. indefinitely postponed, be reconsidered,

Which motion was lost,

By the following vote:

Those voting in the affirmative were

Messrs. Anderson, Bacon, Ball, Bate, Bremner, Cousins, Dana, Dick, Field, Galagan, Hall, Keenan, Lonergan, Maxon, Oetting, Orton, Richter, Rusch, Semmann, Trumer, Wagner, Watts, Weil and Mr. Speaker Smith—24.

Those voting in the negative were

Messrs. Bailey, Baker, Barnard, Barnes, Blake, Bowen, D. W. Briggs, P. R. Briggs, Chambers, Chase, Curtis, Davis, Eastman, Freeman, F-7er, Hammond, Heimdahl, Hixon, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, King, McIntosh, Meyer, Montgomery, Morgan, More, Moulton, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Rounds, Smith, Thorn, Torgerson, Vaughn, J. S. White and S. A. White—41.

Those absent or not voting were

Messrs. Allen, Arnold, Atwater, Ayres, Cheney, Coons, Fay, Fitzgerald, Harris, Hinkley, Holloway, Hoskins, Hoyer, Jeffers, Knell, Kuntz, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Mihills, Nichols, Ockler, Pease, Peterson, Rankin, Rood, Samuelson, Sanderson, Semple, Sherman and Swain—35.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER:**

I am directed to inform you that the Senate has returned to the Assembly for further consideration

No. 288, S.,

A bill to provide for the places of holding elections in the town of Eldorado, county of Fond du Lac.

And refuses to return to the Assembly

No. 294, A.,

A bill to improve the navigation of the Chippewa river above Chippewa Falls, and to incorporate the Chippewa Log Security Company for that purpose.

And has amended and concurred in as amended

No. 608, A.,

A bill relating to proceedings against garnishees.

## SENATE MESSAGE CONSIDERED.

Fryer moved that the vote by which the Assembly this P. M. red in No. 283, S.,

reconsidered,

ich motion was lost

the following vote :

se voting in the affirmative were

rs. Anderson, Ball, Barnard, Barnes, Dick, Freeman, Fryer, an, Heimdal, Hinkley, C. M. Hoyt, Keenan, Lonergan, Maxon, nald, McIntosh, Montgomery, Morgan, Ockler, Etling, Orton, Rhodes, Richards, Richter, Rusch, Semmann, Thorn, Tru- Wagner, Watts, Weil and J. S. White—33.

se voting in the negative were

rs. Atwater, Bacon, Bailey, Baker, Blake, Bowen, Brem- . W. Briggs, P. R. Briggs, Chambers, Chase, Cousins, Cur- ana, Davis, Eastman, Field, Hammond, Hixon, J. W. Hoyt, brey, Judd, King, Kuntz, Meyer, Mihills, More, Moulton, a, O. S. Powell, R. T. Powell, Sherman, Smith, Torgerson, White and Mr. Speaker, Smith—37.

se absent or not voting were

rs. Allen, Arnold, Ayres, Bate, Cheney, Coons, Fay, Fitz- , Hall, Harris, Holloway, Hoskins, Hoyer, Jeffers, Knell, n, Marvin, McCormick, McDill, Merriam, Merrill; Nichols, on, Rankin, Rood, Rounds, Samuelson, Sanderson, Semple, and Vaughn—80.

## MESSAGE FROM THE SENATE.

O. R. SMITH, Chief Clerk thereof.

SPEAKER :

n directed to inform you that the Senate has concurred in the bly amendments to

196, S.,

ill to authorize the county of Richland and the several therein to aid in the construction of a railroad.

220, S.,

ill giving the consent of the legislature of the State of Wis- to the purchase by the United States of certain land within tate for public purposes.

## MESSAGE FROM THE SENATE.

O. R. SMITH, Chief Clerk thereof.

SPEAKER :

m directed to inform you that the Senate has refused a third g to

No. 172, A.,

A bill to supply school officers with the Journal of Education.

And has indefinitely postponed

No. 604, A.,

A bill in relation to estates for life.

No. 286, A.,

A bill to regulate the letting of contracts by boards of county supervisors.

### EXECUTIVE MESSAGE.

STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, March 22, 1871.

*To the Honorable, the Assembly :*

No. 1, A.,

An act entitled "an act to incorporate the Chippewa River Improvement and Booming Company,

Has been presented to me for signature. I am compelled, by the strongest considerations of duty to withhold executive approval, and to return the bill to your honorable body, in which it originated.

The bill confers upon a number of persons named therein as corporators important and valuable franchises. I read from the journal of the proceedings of your honorable body, on pages 839 and 840, the sworn testimony of one of these corporators, in which he avows that he did indirectly attempt to purchase the vote of a member of the Assembly in favor of the passage of this bill, and that for such purchase, if effected, he proposed to furnish the means. This avowal is fully corroborated by the uncontradicted testimony of another witness on pages 836 and 837 of your journals. Notwithstanding this fact, established by his own evidence, the bill is sent to the Executive for approval with his name remaining therein as one of the corporators to receive and enjoy the benefits of the provisions of the bill.

No word of condemnation has been officially expressed by the Legislature against this breach of the privileges of your honorable body and the person confessedly guilty thereof has been invested with every privilege he sought, and to obtain which he stood ready to use, and tried to use such corrupt means. Instead of being punished he has been rewarded. Instead of being rebuked, he has been by inference commended by the granting, immediately upon the disclosure of his corrupt conduct, of a franchise, which it is claimed will result in great advantage to himself.

I cannot believe that this would have been done had not the heat and excitement of the contest on this bill prevented a calm consideration of these grave bearings of the case. I know that you are not willing to even seem to encourage corruption. You would not

seem to say that when parties come and ask for special and able privileges, the fact that they seek to use the most reprehensible means will not injure their application. If such construction can be placed upon the acts of a legislature, it is an advertisement to the world that corruption is not held in abhorrence. Is not honor of the State at stake in this matter? Is it not our duty to condemn, in the strongest terms, such conduct on the part of any one who is an applicant for favors or special rights? Is it not duty to deny such favors when sought by such means?

By the laws of this State (revised statutes, chapter nine), it is a breach of the privileges of your body, punishable as a contempt, to give or offer a bribe to a member, or to attempt by any proper means, directly or indirectly, to control or influence a member in giving his vote. It is also declared a misdemeanor and punishable by fine or imprisonment. By other statutes of the State, more stringent in their provisions, acts of the kind, admitted in the testimony referred to, are classed among the gravest offenses against public policy and punishable with severe penalties.

In addition to the evidence disclosed upon your journal, I am advised by a communication presented to me, signed by forty-one members of the Legislature, that in their opinion, formed upon their pledge as members, the bill has been aided in its passage by bribery and corruption, and that, under the circumstances, it would be a reproach to the good name and reputation of the Legislature, an outrage on individual rights and a disgrace to the State to suffer the bill to become a law.

An additional proof has been this day presented to me, that undue and corrupt means have been sought to be used by the statement of a member of the present Senate to the effect that he was approached by one interested in the bill, and directly offered the sum of one thousand dollars if he would favor it and vote for its passage.

To his honor be it said, that he was incorruptible.

With such statements and the published proofs before me, I can affix my name to the bill. This is the first time, to my knowledge, in many years that such charges have been made, and it is my duty to take such official action as will tend to deter in the future any men from endeavouring to influence the course of legislation by corrupt and criminal means.

I deeply regret that this painful duty has devolved upon me. I regret it because the corporator whose conduct I am forced to condemn, has been for many years a valuable personal friend. I regret it because among those who are anxious for the passage of this bill are many personal friends for whom I entertain a high regard. I more do I regret it, because my action will bring deep disappointment to many who have favored the bill from the purest motives and strongest convictions of its justice, and sought to secure its passage only by the most honorable means.

Now it is alleged that others have been guilty of attempts to influence members, and that undue influence and unlawful means

have been attempted to secure the defeat as well as the passage of this bill. It is a fact to be sorrowfully regretted such criminations and recriminations are daily circulated about the capitol. This ought not to be suffered to rest as mere charges. They should at once be investigated, and if true, the guilty should be punished; if false, the calumny should be branded as it deserves.

The time has certainly come when those who seek favors or privileges at the hands of the legislature, must be made to distinctly understand that their application must stand on its merits alone, and be free from even a suspicion of corruption, and that the use of such means, as I am compelled to advert to, either for or against a measure, will meet on all hands with the strongest reprobation and speedy punishment, and that no man can be invested with rights and franchises who has sought to procure them by criminal means. If this is not done, every honest man may well tremble for the future legislation of the State.

It is to be regretted that this measure may come again before the legislature, should you concur in the views herein expressed. But if it so come no man will dare to attempt to secure its passage or defeat by improper means. It is to be regretted that the interest of any man or set of men may suffer by the action I feel compelled to take on this bill. But it is better that laudable enterprises should fail than that any ground should be given for the belief that legislation in this State can be bought with a price. Unscrupulous men should be taught that any measure submitted to the law-making power will be imperilled, and not advanced when corrupt practices are resorted to in order to secure its passage.

This is no light matter and rises far higher in importance than the well being of any man or set of men or any locality. Every man in the state is interested in keeping our halls of legislation untainted by even the approach of those who dare offer a bribe. I make no objection to the bill in regard to its merits. Any other bill presented to me under similar circumstances would be returned for like reason.

I have patiently heard and carefully considered all the arguments which have been offered against the action I have here taken. I know they have been urged in all sincerity and friendship. But, without violence to my highest convictions of duty, I cannot let this occasion pass without administering to those who have thus sought to stain the honor of the State the rebuke which they deserve.

#### LUCIUS FAIRCCHILD.

The question being shall the bill pass the objections of his Excellency, the Governor, to the contrary notwithstanding?

Mr. King moved that the further consideration of said question be postponed until to-morrow at 10 1-2 o'clock A. M., and that it be the Special Order for that time,

Which motion was lost.

Mr. Sherman moved that the further consideration of said ques-

tion be postponed until to-morrow, at 11 o'clock A. M., and that it be made the Special Order for that time,

Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Ball, Barnard, Bowen, Chase, Cousins, Dick, Eastman, Galagan, Hoyer, J. W. Hoyt, Judd, King, Knoll, Kuntz, Lonergan, Mihills, Morgan, Moulton, Oekler, O. S. Powell, B. T. Powell, Rhodes, Richter, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker, Smith—33.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, Chambers, Curtis, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Heimdal, Hixon, C. M. Hoyt, Humphrey, Keenan, Maxon, McDonald, McIntosh, Meyer, Montgomery, More, Orton, Pease, Richards, Rounds, Rusch, Sanderson, Swain, Thorn, Torgerson, Watts and J. S. White—38.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Blake, Bremner, P. B. Briggs, Cheney, Coons, Fay, Fitzgerald, Harris, Hinkley, Holloway, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Nichols, Otting, Pengra, Peterson, Rankin, Rood, Samuelson and Semple—29.

The question recurring upon the passage of the bill notwithstanding the objections

Mr. King then moved a

#### CALL OF THE HOUSE,

Which being seconded,

And the roll being called,

The absentees with leave were,

Messrs. Allen, Arnold, Ayers, Cheney, Coons, Fay, Fitzgerald, Harris, Hoskins, Manson, Marvin, McCormick, McDill, Merriam, Nichols, Peterson, Rankin and Samuelson.

The absentees without leave were,

Messrs. Blake, Holloway, Jeffers, Merrill, Otting, Rood and Semple.

Mr. Field moved that the Assembly do now adjourn,

Which motion was lost

By the following vote :

Those voting in the affirmative were

Messrs. Bailey, Baker, Barnes, D. W. Briggs, P. B. Briggs, Curtis, Field, Hall, Hoyer, Keenan, McDonald, Orton, Pease, Richards, Sherman, Smith, Swain, Thorn, Wagner, Torgerson, Weil, and Mr. Speaker Smith—22.

Those voting in the negative were

Messrs. Anderson, Atwater, Bacon, Ball, Barnard, Bate, Bowen, Bremner, Chambers, Chase, Cousins, Dana, Davis, Dick, Eastman, Keenan, Fryer, Galagan, Hammond, Heimdal, Hixon, C. M.

Hoyt, J. W. Hoyt Humphrey, Judd, King, Knell, Kuntz, Lonergan, Maxon, McIntosh, Meyer, Mihills, Montgomery, Morgan, More, Moulton, Ockler, O. S. Powell, R. T. Powell, Rhodes, Richter, Rusch, Sanderson, Semmann, Torgerson, Trumer, J. S. White and S. A. White—49.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Blake, Cheney, Coons, Fay, Fitzgerald, Harris, Hinkley, Holloway, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Nichols, Otting, Pengra, Peterson, Rankin, Rood, Rounds, Samuelson, Semple and Vaughn—29.

Mr. Bailey moved that further proceedings under the call be dispensed with,

Which motion was lost,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bate, D. W. Briggs, Chambers, Curtis, Davis, Field, Freeman, Fryer, Hall, Hammond, Heimdal, Hixon, Hoyer, C. M. Hoyt, Humphrey, Kennan, Maxon, McDonald, McIntosh, Meyer, Montgomery, More, Orton, Pease, Richards, Sanderson, Swain, Thorn, Torgerson, Watts and J. S. White—36.

Those voting in the negative were

Messrs. Anderson, Ball, Barnard, Bowen, Bremner, P. R. Briggs, Chase, Cousins, Dana, Dick, Eastman, Galagan, J. W. Hoyt, Judd, King, Knell, Kuntz, Lonergan, Mihills, Morgan, Moulton, Ockler, O. S. Powell, R. T. Powell, Rhodes, Richter, Rounds, Rusch, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil and S. A. White—36.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Blake, Cheney, Coons, Fay, Fitzgerald, Harris, Hinkley, Holloway, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Nichols, Otting, Pengra, Peterson, Rankin, Rood, Samuelson, Semple and Mr. Speaker Smith—28.

### LEAVE OF ABSENCE

Was granted indefinitely after 12 M. to-morrow.

To Messrs. D. W. Brigg, Ball, Humphrey, Smith, Eastman, Bacon, Otting, Torgerson, Montgomery, Mayer and More.

To Mr. Bailey indefinitely after 12 o'clock to-night, and

To Messrs. Dick and P. R. Briggs indefinitely after 11 A. M. to-morrow.

Mr. King moved that the Assembly do now adjourn

Which motion prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Ball, Barnard, Bate, Chambers, Chase,

Cousins, Curtis, Dick, Eastman, Field, Freeman, Fryer, Galagan, Hall, Hammond, Hixon, Hoyer, Judd, Keenan, King, Kucall, Kuntz, Lonergan, Maxon, Meyer, Mihills, Montgomery, Morgan, More, Oekler, Orton, Pease, O. S. Powell, R. T. Powell, Richards, Rusch, Sanderson, Sherman, Smith, Swain, Thorn, Vaughn, Wagner, Watts, Weil, J. S. White and S. A. White—48.

Those voting in the negative were

Messrs. Atwater, Bacon, Bailey, Baker, Barnes, Bowen, Bremner, D. W. Briggs, P. R. Briggs, Dana, Davis, Heimdal, C. M. Hoyt, J. W. Hoyt, Humphrey, McDonald, McIntosh, Moulton, Rhodes, Richter, Rounds, Semmann, Torgerson and Trumer—24.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Blake, Cheney, Coons, Fay, Fitzgerald, Harris, Hinkley, Holloway, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, Merriam, Merrill, Nichols, Otting, Pengra, Peterson, Rankin, Rood, Samuelson, Semple and Mr. Speaker Smith—28.

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THURSDAY, MARCH 23, 1871,

10 O'CLOCK, A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Richards.

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The Senate amendments to

No. 603, A.,

A bill relating to proceedings against garnishees,

Were concurred in.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 617, A.,

A bill to authorize the Wisconsin Northern Railroad Company to build branch lines of roads.

No. 741, A.,

A bill to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.



No. 299, A.,

A bill for the construction of a certain bridge therein named.

No. 576, A.,

A bill to authorize the Fort Winnebago and Duck Creek Plank road company to substitute gravel and clay in place of plank on that portion of their road lying in the town of Pacific, Columbia county, Wisconsin.

No. 425, A.,

A bill to amend an act entitled an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof, approved February 20, 1852.

No. 530, A.,

A bill relating to bail in criminal cases.

No. 287, A.,

A bill to authorize the clerk of the board of supervisors of Door county, to make and keep an abstract of tax sales, deeds and redemptions in said county.

No. 401, A.,

A bill in relation to the collection of taxes.

No. 675, A.,

A bill to amend the 20th subdivision of section 22 of chapter 326, general laws of 1865, entitled an act to incorporate the village of Darlington, approved April 7, 1865.

No. 589, A.,

A bill to incorporate the Black River Falls Savings Bank,

No. 473, A.,

A bill to authorize the city of Milwaukee to issue bonds.

No. 754, A.,

A bill to provide for the protection of Superior harbor, at Superior City, and to prevent the diversion to the waters of the St. Louis river from their natural outlet.

No. 646, A.,

A bill to authorize W. H. Horn and others, to build and maintain a pier extending into Lake Michigan.

No. 676, A.,

A bill to provide for the salary of the Second Lieutenant of Police of the city of Milwaukee,

No. 732, A.,

A bill to authorize the common council of the city of Milwaukee to levy a special tax on the real and personal property in the third ward of said city for the purposes therein named.

No. 560, A.,

A bill to amend chapter 178 of the private and local laws of 1860, entitled an act to incorporate the village of Sparta.

No. 686, A.,

A bill to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin.

No. 597, A.,

A bill to incorporate the Hekla Fire Insurance Company.

No. 178, A.,

A bill to incorporate the Appleton Savings Bank,

No. 460, A.

A bill to amend chapter 80 of the private and local laws of 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company, approved February 18th, 1852,

No. 588, A.,

A bill changing the official designation of clerk of the board of supervisors to county clerk.

• THOS. SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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### REPORT OF SELECT COMMITTEE.

The Select committee to whom was referred

No. 739, A.,

A bill to amend chapter 7 of the revised statutes, entitled of general and special elections, of the manner of conducting the same and of the canvass,

Have had the same under consideration, and respectfully report the same back to the house and recommend its passage.

J. S. CURTIS,

*Chairman.*

On motion of Mr. Curtis,

Said bill was read a third time and passed,

The rules having been suspended.

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The committee of Conference, appointed on the disagreement between the two houses on

No. 688, A.,

A bill to provide compensation for opening the present session, for indexing the journals of the Senate and Assembly, and for completing the transcribing of the journals of the Senate and Assembly,

Have had the subject under consideration, and recommend that the Senate recede from its amendments to said bill.

S. D. BURCHARD,

*on part of Senate Committee.*

W. W. FIELD,

*on part of Assembly Committee.*

The above report was concurred in.

Mr. More moved that the vote by which  
No. 120, S,

A bill to exempt the Northern Wisconsin Mutual Life Insurance  
Company from the provisions of chapter 59, general laws of 1870,  
entitled an act to regulate the business of life insurance,

Was on yesterday indefinitely postponed,

Be reconsidered,

Which motion was lost.

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### RESOLUTIONS INTRODUCED.

By Mr. Rood :

Res. No. 41, A.,

*Resolved*, That the Governor be requested to furnish to the  
Assembly the original or certified copy of the paper referred to in  
veto message on bill No. 1, A., as a communication charging  
bribery and corruption with knowledge thereof on members of this  
Legislature.

Which was adopted.

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### RESOLUTIONS CONSIDERED.

Jt. Res. 85, A.,

Restricting amount of stationery to be drawn by committees,  
and the number of committees who are authorized to draw such sta-  
tionery,

Introduced by Mr. Bailey on the 21st inst.,

Was, on motion of Mr. Pease, laid on the table.

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### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and find cor-  
rectly enrolled the following bills :

No. 44, A.,

A bill to provide for the trial of offenses upon information, and  
to make the general laws of the State applicable thereto.

No. 428, A.,

A bill to incorporate the North Bay Construction and Improve-  
ment Company.

No. 487, A.,

A bill to incorporate the Menasha Savings Bank.

No. 727, A.,

A bill to authorize and require the common council of the city  
of Milwaukee to provide salaries for the engineers, foremen, fire-  
men, drivers and pipemen of the fire department of the city of  
Milwaukee.

No. 623, A.,

A bill in relation to duties of boards of registry in towns and villages.

No. 712, A.,

A bill to authorize the county board of supervisors of the county of Trempealeau to fix the salary of the county superintendent of schools.

No. 665, A.,

A bill to amend section 3 of chapter 177, private and local laws of 1870, entitled an act to incorporate the Plymouth Lyceum.

No. 716, A.,

A bill to define and punish the offense of embezzlement.

No. 609, A.,

A bill to amend section 4, of chapter 175, of the general laws of 1869, entitled an act to amend sections 6, 15 and 29, of chapter 180, of the general laws of 1868, entitled an act to provide for the assessment of property for taxation and the levy of taxes thereon.

No. 711, A.,

A bill to legalize the laying out and locating a certain highway in the county of Winnebago.

No. 417, A.,

A bill to authorize the city of Milwaukee to aid in the construction of a railroad from the city of Oshkosh to the city of Ripon.

No. 708, A.,

A bill to attach certain territory to the towns of Eagle Point and Wheaton, in Chippewa county.

No. 466, A.,

A bill to incorporate the St. Andrews Society of the city of Milwaukee.

No. 555, A.,

A bill to incorporate the Savings Bank of Mauston.

No. 707, A.,

A bill to appropriate to Charles Smith a sum of money therein named.

No 404, A.,

A bill to repeal chapter 489 of the private and local laws of 1870, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled an act to incorporate the borough of Fort Howard and acts amendatory thereto, approved March 13, 1856.

No. 669, A.,

A bill to lay out a state road from St. Cloud, in Fond du Lac county, to the north line of Fond du Lac county.

No. 701, A.,

A bill to amend chapter 474, of the private and local laws of 1866, entitled an act to reduce an act incorporating the city of Janesville, and the acts amendatory thereof into one act and to amend the same.

No. 668, A.,

A bill to amend section 10 of chapter 77, general laws of 1866, entitled an act for the regulation of trade in certain cases.

No. 686, A.,

A bill to abolish probate fees in Outagamie county.

No. 898, A.,

A bill to change the time of holding the terms of the circuit court in the 7th judicial circuit.

No. 786, A.,

A bill to constitute an heir-at-law to Albert G. E. Holmes and wife.

M. C. No. 11, A.,

Memorial of the Legislature of the State of Wisconsin for the relief of the farm mortgagors of this State.

No. 590, A.,

A bill to confer on county courts, having civil jurisdiction, certain powers.

No. 685, A.,

A bill to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same.

No. 215 A.,

A bill to provide for the laying out and establishing of a state road from Rudd's mill, in the town of Eaton, in Monroe county, to Morrison Creek, in the town of Albion, in the county of Jackson, and to appropriate the drainage funds of the towns through which such road shall pass, for the purpose of grading and improving the same.

No. 244, A.,

A bill to amend chapter 258 of the private and local laws of 1868, and chapter 352 of the private and local laws of 1866, entitled "an act to incorporate the Keshena Improvement Company."

No. 420, A.,

A bill to incorporate the Scandinavian Brother Association.

No. 418, A.,

A bill to amend an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 10, 1869, and an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 12, 1870.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has amended and concurred in as amended,

Jt. Res. No. 28, A.,

Fixing the time for the final adjournment of the Legislature.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate refuses to concur in

Jt. Res. No. 37, A.,

Fixing the time for a final adjournment of the Legislature.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate requests the return to the Senate for further consideration

No. 172, A.,

A bill to supply school officers with the Journal of Education.

Said bill was ordered to be so returned.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's compilation of the general laws of this State for the use of the State.

**MESSAGE FROM THE SENATE.**

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to present you for signature,

No. 178, S.,

A bill to incorporate the Northern Wisconsin Agricultural and Mechanical Association.

No. 209, S.,

A bill to incorporate the Agricultural Fire Insurance Company of Elkhorn, Wis.

No. 174, S.,

A bill to fix the time of holding the terms of the circuit court in the 4th judicial circuit.

No. 164, S.,

A bill to amend section 1, of chapter 818, of the private and local laws of 1867, entitled an act to incorporate the village of Mayville.

No. 208, S.,

A bill to authorize the village of Stoughton, in Dane county, to vote a tax to aid in the erection of buildings for the Norwegian-American Academy of Stoughton.

No. 219, S.,

A bill to authorize the common council of the city of Milwaukee to raise by taxation on the real and personal estate returned in the assessment roll for the year A. D. 1871, the sums hereinafter specified, for the purposes herein mentioned.

No. 245, S.,

A bill to amend chapter 254 of private and local laws of 1868, entitled an act to revise, consolidate and amend the act to incorporate the city of Sheboygan and the several acts amendatory thereof, and to repeal chapter 94 of private and local laws of 1856, entitled an act to establish a code of procedure for the police court of the city of Sheboygan, approved March 1, 1856, and the several acts amendatory thereof.

Said bills were signed by the Speaker.

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**MESSAGE FROM THE SENATE.**

By O. R. SMITH, Chief Clerk thereof.

**MR. SPEAKER :**

I am directed to inform you that the Senate has concurred with the Assembly in

No. 172, A.,

A bill to supply school officers with the Journal of Education,

Mr. Maxon moved that the executive message of yesterday be taken up.

Which was

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

Received from His Excellency, the Governor, with objections.

The question being, shall said bill pass, the objections of His Excellency, the Governor, to the contrary notwithstanding?

Mr. Rood moved that the consideration of said executive message be postponed until this P. M..

Which motion to postpone was lost, and

The motion of Mr. Maxon prevailed.

During the consideration thereof,

The following communication in response to Res. No. 41, A., was received from His Excellency, the Governor :

#### EXECUTIVE MESSAGE.

##### STATE OF WISCONSIN.

##### EXECUTIVE DEPARTMENT,

Madison, March 23, 1871.

*To the Honorable the Assembly :*

In compliance with Assembly resolution No. 41, A., I have the honor herewith to lay before your honorable body a true copy of communication signed by forty-one members of the Legislature, and referred to in Executive message, dated March 22d inst., vetoing Assembly bill No. 1, which communication was presented to me, and filed in the Executive office on the 21st day of March inst.

LUCIUS FAIRCHILD.

MADISON, March 17, 1871.

*To His Excellency the Governor :*

The undersigned Senators and Representatives beg leave most respectfully to represent to your Excellency that, in their opinion, the facts and circumstances, which are notorious, connected with the passage of "the bill to incorporate the Chippewa River Improvement and Booming Company" fully justify and demand the withholding of the Executive approval.

We believe that the passage of said bill has been aided, if not secured, by the use of bribery and corruption.

We believe that sufficient evidence on this point to justify ourselves, and yourself, in coming to this conclusion, is shadowed forth if not contained, in the report of the Assembly investigating committee.



To permit a bill of so much importance to individual and material interests, passed by such a meager majority in each house, and under such circumstances to become a law, we conceive would be a reproach to the good name and reputation of the Legislature, and outrage on individual rights, and a disgrace to the state of Wisconsin.

For these reasons, thus briefly stated, we do most earnestly pray your excellency to withhold from said bill your executive approval.

[Signed.]

*Senators.*

Geo. C. Hazelton,	Wm. M. Colladay,	H. S. Town,
Angus Cameron,	Wm. Griswold,	Saml. D. Burhard,
Bennet U. Strong	E. S. Miner,	J. H. Jones,
Myron Reed,	Adam Schantz,	E. E. Davis,

P. V. Deuster, as to the use of bribery, I am not aware.

*Assemblymen.*

G. C. Hixon,	Joseph Harris,	Geo. M. More,
Orrin Bacon,	S. E. Dana,	John Hammond,
E. Montgomery,	Gerrit T. Thorn,	G. H. Chambers,
O. F. Freeman,	L. D. Hinkley,	J. O. Holloway,
S. A. Pease,	James Watts,	Nelson Fryer,
M. H. Pengra,	Ole Torgerson,	A. H. Atwater,
D. W. Briggs,	J. A. Baker,	John J. Davis,
E. Bailey,	T. Sanderson,	O. E. McIntosh,
W. W. Field,	H. B. Coons,	K. O. Heimdal,
	Geo. C. Swain.	

March 23, 1871.

After further time spent in the consideration thereof,

Mr. King moved that the Assembly adjourn to 3 o'clock P. M.

Mr. Maxon moved to amend the motion by adding thereto, and that the executive message, now under consideration, be the special order for that hour.

Which amendment to the motion was lost.

By the following vote:

Those voting in the affirmative were

Messrs. Atwater, Baker, Bate, D. W. Briggs, Chambers, Dana, Davis, Field, Freeman, Fryer, Hall, Hammond, Heimdal, Hixon, Holloway, Hoyer, O. M. Hoyt, Humphrey, Keenan, Maxon, McIntosh, Montgomery, More, Orton, Pease, Pengra, Sanderson, Swain, Thorn, Watts and J. S. White—31.

Those voting in the negative were

Messrs. Anderson, Barnard, Bowen, Bremner, Chase, Cousins, Dick, Galagan, J. W. Hoyt, Judd, King, Knell, Kuntz, Loefergan, Mihills, Morgan, Moulton, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rounds, Rusch, Semmann, Sherman, Trumer, Vaughn, Wagner, S. A. White and Mr. Speaker Smith—32.

Those absent or not voting, were

Messrs. Allen, Arnold, Ayers, Bacon, Bailey, Ball, Barnes, Blake, P. R. Briggs, Cheney, Coons, Curtis, Eastman, Fay, Fitzgerald, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Ockler, Oetling, Peterson, Rankin, Samuelson, Semple, Smith, Torgerson and Weil—37.

And the motion to adjourn to 3 o'clock, P. M., prevailed.

3 o'clock P. M.

The Speaker called the Assembly to order.

### RESOLUTIONS INTRODUCED.

By Mr. Curtis :

Res. No. 42, A.,

WHEREAS, Intelligence has reached the Assembly of the sudden death of Mrs. Ayres, the wife of Hon. D. C. Ayres, member from the second district of Brown county,

*Resolved*, That the Assembly do unanimously extend to our afflicted brother member our most sincere and cordial sympathy in his great bereavement.

Which was adopted.

Mr. Field moved that the Senate be requested to return to the Assembly for further consideration,

No. 216, S.,

A bill to amend section 1, chapter 80, private and local laws of 1855, entitled an act supplementary to an act to incorporate the Milwaukee Mechanics' Mutual Insurance Company,

Which motion was lost.

On motion of Mr. Maxon,

The Executive Message was taken up,

Which is

No. 1, A.,

A bill to incorporate the Chippewa River Improvement and Booming Company.

Received from his Excellency, the Governor, with objections.

The question being, shall the bill pass, the objections of His Excellency, the Governor to the contrary notwithstanding?

Mr. Rood offered the following resolution :

By Mr. Rood :

Res. No. 43, A.,

*Resolved*, That the clerk be directed to read the names of the members of this Assembly that appear upon the document sent by the Governor to the Assembly in response to Res. No. 41, A., and that each member, upon his name being read, be requested to rise in his seat and state: 1st, whether he personally signed the same; 2nd, if not, whether he authorized any person to so sign the same, with a knowledge of its contents; 3d, whether he knows of any member being corrupted, by bribery or otherwise.

Mr. Pease offered the following amendment thereto :

Amend by adding the following:

If any member whose name appears on the paper shall deny signing or authorizing his name to be attached to said paper, he shall be interrogated by the chair, whether he signed any paper addressed to the Governor, since the passage of the Dells bill, and if so, what it was.

Which amendment was adopted, and

Said resolution, as amended,

Was adopted.

Mr. Orton then offered the following :

Res. No. 44, A.,

*Resolved*, That his Excellency, the Governor, be requested to submit to the Assembly, for inspection, the original document or paper, signed by forty-one members of the Legislature, on the subject of Assembly bill No. 1, or the veto thereof,

Which was adopted.

## EXECUTIVE MESSAGE.

### STATE OF WISCONSIN,

#### EXECUTIVE DEPARTMENT,

MADISON, March 28, 1871.

*To the honorable, the Assembly :*

In compliance with Assembly resolution No. —, requesting the Governor to submit to the Assembly, for inspection, the original communication signed by forty-one members of the legislature, on the subject of Assembly bill No. 1 and the veto thereof, I herewith lay the same before your honorable body.

The said document being a part of the records of the executive office, I respectfully request that the same be returned to the files thereof, when the desired inspection has been had.

LUCIUS FAIRCHILD.

The clerk then proceeded to call the names of such members as follows :

G. C. Hixon—Signed the paper in question and read it before signing; know of no bribery or corruption.

Orrion Bacon—Absent.

E. Montgomery—Signed the paper with a full knowledge of its contents; know of no bribery or corruption.

C. F. Freeman—Signed the paper knowing what it was, for the reason—first, that Gleason's name is in the bill as one of the incorporators; second, and having the testimony before me, show that bribery had been attempted.

J. A. Baker—Signed the paper knowingly, deliberately and with full knowledge of its contents; would sign such a paper again; believe what I and others have done in signing the paper has resulted in good; know of no fact that warrants the statement that I know of bribery; it is my opinion that corrupt influences have been brought to bear by the friends of the bill.

S. A. Pease—That is my signature; I only know what appears upon the records of the House relative to bribery or corruption.

M. H. Pengra—Signed the paper; know of no corruption.

D. W. Briggs—That is my signature. Did not read the paper, contents were stated to me, believe they were stated correctly. Know of no bribery or corruption.

E. Bailey—Absent.

W. W. Field—That is my signature; with a full knowledge of the contents of the paper. Believe the statements therein contained true. Know of no bribery.

Joseph Harris—W. W. Field answered. I signed the paper at his request.

J. E. Dana—That is my signature; signed after casually reading. Know personally of no bribery.

G. T. Thorn—That is my signature. Signed it with a knowledge of its contents; signed it in ink. Know personally of no bribery or corruption.

L. D. Hinkley—Absent.

James Watts—Signed the paper; know of no bribery or corruption.

Ole Torgerson—Signed the paper; know of no bribery or corruption, except what appears upon the record.

T. Sanderson—Absent.

H. B. Coons—W. W. Field answered, Mr. Coons authorized me to sign the paper for him, but some other gentleman did so. Mr. Ginty signed the papers for him.

Geo. M. Moore—Did not sign the paper personally, authorized a person to sign for me; know of no bribery.

John Hammond—Signed the paper; was not aware of the contents, but was informed that it contained a simple statement that from all the evidence before us, we thought bill No. 1, A., ought not to become a law; know of no bribery.

Geo. H. Chambers—Signed the paper; know of no bribery or corruption except from the record.

J. O. Holloway—Authorized my colleague to sign for me; know of no bribery.

Nelson Fryer—Signed the paper with a knowledge of its contents ; know of no bribery.

A. H. Atwater—Signed the paper, knowing its contents ; know of no bribery except what appears from the testimony.

John J. Davis—Signed some paper ; no recollection of it, though it is my signature ; know of no bribery ; did not sign with a knowledge of its purpose or destination ; supposed it was for a different purpose.

C. E. McIntosh—Signed the paper ; it contains my sentiments ; know of no bribery or corruption.

B. O. Heimdal—Signed the paper with a knowledge of its contents ; know of no member having received a bribe.

Geo. G. Swain—Signed the paper with a knowledge of its contents know of no bribery.

The question recurring on the passage of said bill,

The Assembly refused to pass the bill over the objections of his Excellency, the Governor,

By the following vote :

Those voting in the affirmative were,

Messrs. Anderson, Bowen, Bremner, Cousins, Dick, Eastman, Galagan, J. W. Hoyt, Judd, King, Knoll, Kuntz, Lonergan, Mihills, Morgan, Moulton, Ockler, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Weil, S. A. White and Mr. Speaker, Smith—32.

Those voting in the negative were

Messrs. Atwater, Baker, Barnes, Bate, D. W. Briggs, Chambers, Curtis, Dana, Davis, Field, Freeman, Hall, Hammond, Heimdal, Hixon, Holloway, Hoyer, C. M. Hoyt, Humphrey, Keenan, Maxon, McIntosh, Montgomery, More, Orton, Pease, Pengra, Richards, Swain, Thorn, Torgerson, Watts and J. S. White—35.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, Barnard, Blake, P. R. Briggs, Chase, Cheney, Coons, Fay, Fitzgerald, Fryer, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Otting, Peterson, Rankin, Rounds, Samuelson, Sanderson and Semple—35.

### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

Jt. Res. No. 16, S.,

Providing for a joint committee of investigation in regard to the passage and veto of Assembly bill No. 1, and has chosen, on the part of the Senate, Senators Magoon, Foster, Clark and Baldwin.

## SENATE MESSAGE CONSIDERED.

To Jt. Res. No. 16, S.,

Mr. Orton offered the following amendment :

Amend by adding the following resolution :

"*Resolved*, That his Excellency, the Governor, be and he is hereby authorized to employ an able and competent counsellor and attorney-at-law to aid said committee in said investigation and the examination of witnesses."

Mr. Anderson offered the following as an amendment to the amendment :

Add thereto, "Provided the committee ask the Governor for such attorney."

Pending the consideration of which,

On motion of Mr. Hall,

The Assembly adjourned to 7 1-2 o'clock P. M.

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7 1 2 o'clock, P. M.

The Speaker called the Assembly to order.

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LEAVE OF ABSENCE

Was granted

To Messrs. Blake, Curtis, Smith, Mihills, Wagner, Freeman, Knoll, O. M. Hoyt, Trumer and Swain, indefinitely, after 12 o'clock M. to-morrow.

To Messrs. Weil, Richter, Fryer, Dick, Humphrey, Morgan, Baker and Judd, indefinitely, after 11 o'clock A. M. to-morrow.

To Mr. Sherman, indefinitely, after 10 o'clock this evening.

To Mr. Semmann, indefinitely, after this evening.

To Mr. Rusch, indefinitely, after this evening.

To Mr. Lonergan, indefinitely, after 10 o'clock this evening.

To Mr. Torgerson, indefinitely, after 12 o'clock to-night.

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On motion of Mr. Field,

Jt. Res. No. 28, A.,

Fixing the time for the final adjournment of the legislature,

Received from the Senate with amendments, was taken up, and Mr. Pease moved to amend the Senate amendment by striking out "Friday the 24th," and inserting in lieu thereof the words "Saturday the 25th."

Which amendment was adopted.

Mr. Rood moved to amend the Senate amendment by striking out the words "Thursday, the 23d inst., at 12 P. M., or midnight," and inserting in lieu thereof the words "Friday the 24th, at 11 A. M.,"

Which amendment was adopted,

And said resolution as amended was adopted.

### RESOLUTIONS INTRODUCED.

By Mr. Maxon :

Res. No. 45, A.,

*Resolved*, That the thanks of this Assembly are hereby tendered to the Hon. Wm. E. Smith for his able and impartial conduct as Speaker, and for his courteous and efficient administration as presiding officer of this Assembly during present session.

Which was adopted.

On motion of Mr. Maxon,

Jt. Res. No. 16, S.,

Resolution for committee of investigation in regard to the passage and veto of Assembly bill No. 1,

Was taken up.

Mr. Curtis moved that said resolution and pending amendments be laid upon the table.

Mr. Rood moved a

### CALL OF THE HOUSE,

Which motion being seconded,

And the roll being called,

The absentees with leave were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, P. R. Briggs, Cheney, Coons, Fay, Fitzgerald, Harris, Hoskins, Manson, Marvin, McCormick, McDill, Merriam, Meyer, Nichols, Otting, Peterson, Rankin and Samuelson.

The absentees without leave were

Messrs. Bate, Hinkley, Jeffers, McDonald, Merrill, Rounds and Sample.

### REPORT OF SERGEANT-AT-ARMS.

MR. SPEAKER :

I have the honor to report that of the absentees without leave Mr. Bate is now in his seat.

And further, that Messrs. Jeffers, McDonald, Merrill and Semple have gone to their homes, and that Mr. Rounds is sick at his boarding house.

SAM. S. FIFIELD,  
*Sergeant-at-Arms.*

Mr. Field moved that the report of the Sergeant-at-Arms be accepted,

Which motion prevailed,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Atwater, Baker, Barnard, Barnes, Bate, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Chase, Cousins, Curtis, Davis, Dick, Eastman, Field, Freeman, Fryer, Galagan, Hall, Hammond, Heimdal, Hixon, Holloway, Hoye, O. M. Hoyt, J. W. Hoyt, Humphrey, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Maxon, McIntosh, Mihills, Montgomery, Morgan, More, Moulton, Ockler, Orton, Pease, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rusch, Sanderson, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White and S. A. White—66.

None voting in the negative.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, P. R. Briggs, Cheney, Coons, Dana, Fay, Fitzgerald, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Otting, Peterson, Rankin, Rounds, Samuelson, Semmann, Semple, Thorn, and Mr. Speaker Smith—34.

Proceedings under the call thereby being dispensed with.

The amendment of Mr. Anderson to the amendment of Mr. Orton, pending at the time of adjournment,

Was adopted, and

Said amendment as amended was rejected

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Baker, Barnes, Bate, D. W. Briggs, Chambers, Curtis, Davis, Field, Freeman, Fryer, Galagan, Hall, Hammond, Heimdal, Hixon, O. M. Hoyt, Humphrey, Keenan, McIntosh, Montgomery, More, Orton, Pease, Pengra, Richards, Sanderson, Swain, Thorn, Torgerson and J. S. White—31.

Those voting in the negative were

Messrs. Anderson, Barnard, Blake, Bowen, Bremner, Chase, Cousins, Dick, Eastman, Hoye, J. W. Hoyt, Judd, King, Knoll, Kuntz, Lonergan, Maxon, Mihills, Morgan, Moulton, Ockler, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Watts, Weil and S. A. White—36.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, P. R. Briggs,



Cheney, Coons, Dana, Fay, Fitzgerald, Harris, Hinkley, Holloway, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Otting, Peterson, Rankin, Rounds, Samuelson, Semple and Mr. Speaker Smith—83.

The question recurring on the motion to lay said resolution and the pending amendments on the table,

The Assembly refused to table said resolution and amendments,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Baker, D. W. Briggs, Curtis, Davis, Freeman, Fryer, Hall, Heimdal, Holloway, C. M. Hoyt, Keenan, Maxon, McIntosh, Montgomery, More, Orton, Richards, Thorn and J. S. White—20.

Those voting in the negative were

Messrs. Anderson, Barnard, Barnes, Blake, Bowen, Bremner, Chambers, Chase, Cousins, Dick, Eastman, Field, Galagan, Hammond, Hixon, Hoyer, J. W. Hoyt, Humphrey, Judd, King, Knoll, Kunts, Lonergan, Mibills, Morgan, Moulton, Ockler, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Sander-son, Semmann, Sherman, Smith, Swain, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil and S. A. White—46.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, Bate, P. R. Briggs, Cheney, Coons, Dana, Fay, Fitzgerald, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Otting, Pease, Peterson, Rankin, Rounds, Samuelson, Semple and Mr. Speaker, Smith—34.

Mr. Field then offered the following amendment :

And provided, further, that said committee shall receive five dollars per day, and traveling expenses, for each day actually employed in said investigation, and the Secretary of State is hereby authorized to audit and allow the accounts of each of said committee, upon a statement, under oath, filed in his office, specifying the number of days actually so employed, and the actual traveling expenses.

Mr. Pease offered the following as an amendment to the amendment :

“Provided, the parties found guilty of corruption, if any, shall be required to pay the expenses of such investigation,”

Which was adopted.

Mr. McIntosh offered the following amendment to the amendment as amended :

Amend by adding the following : “And that each member of said committee shall receive \$25 each in postage stamps, and stationery to the amount of \$20 each,”

Which was adopted.

And said amendment as amended was rejected,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Baker, Barnes, Bate, Chambers, Davis, Fryer, Galagan, Heimdal, O. M. Hoyt, McIntosh, Pease, Thorn, Trumer and J. S. White—16.

Those voting in the negative were

Messrs. Anderson, Barnard, Blake, Bowen, Bremner, D. W. Briggs, Chase, Cousins, Dick, Eastman, Field, Hammond, Hixon, Holloway, Hoye, J. W. Hoyt, Humphrey, Judd, Keenan, King, Knoll, Kuntz, Lonergan, Maxon, Mibills, Montgomery, Morgan, More, Moulton, Ockler, Orton, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rusch, Sanderson, Semmann, Sherman, Smith, Swain, Torgerson, Vaughn, Wagner, Watts, Weil and S. A. White—50.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Ball, Bailey, P. R. Briggs, Cheney, Coons, Curtis, Dana, Fay, Fitzgerald, Freeman, Hall, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Oetling, Peterson, Rankin, Rounds, Samuelson, Semple and Mr. Speaker Smith—35.

Mr. Pease offered the following amendment :

Strike out that portion of the resolution referring to and providing for an investigation of the Governor or his reasons for vetoing the bill referred to in the resolution.

Mr. S. A. White moved the previous question,

Which motion was seconded,

And the question being,

Shall the main question be now put?

The main question was ordered,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Atwater, Baker, Barnard, Bate, Blake, Bowen, Bremner, Chambers, Chase, Cousins, Curtis, Davis, Dick, Eastman, Field, Galagan, Hammond, Hixon, Holloway, Hoye, O. M. Hoyt, J. W. Hoyt, Humphrey, Judd, King, Knoll, Kuntz, Lonergan, Maxon, McIntosh, Mibills, Montgomery, Morgan, More, Moulton, Ockler, Orton, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richards, Richter, Rood, Rusch, Sanderson, Semmann, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil, J. S. White and S. A. White—60.

Those voting in the negative were

Messrs. D. W. Briggs, Freeman, Fryer, Hall, Heimdal, Keenan and Pease—7.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, Barnes, P. R. Briggs, Cheney, Coons, Dana, Fay, Fitzgerald, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Oetling, Peterson, Rankin, Rounds, Samuelson, Semple and Mr. Speaker, Smith—33.

And the question being on the amendment offered by Mr. Pease, Said amendment was rejected,

By the following vote :

Those voting in the affirmative were

Messrs. Atwater, Baker, Barnes, Bate, Blake, D. W. Briggs, Chambers, Curtis., Davis, Field, Freeman, Fryer, Hall, Hammond, Heimdahl, Hixon, Holloway, C. M. Hoyt, Humphrey, Keenan, Maxon, McIntosh, Montgomery, More, Orton, Pease, Pengra, Richards, Sanderson, Swain, Thorn, Torgerson and J. S. White—38.

Those voting in the negative were

Messrs. Anderson, Barnard, Bowen, Bremner, Chase, Cousins, Dick, Eastman, Galagan, Hoyer, J. W. Hoyt, Judd, King, Knell, Kuntz, Lonergan, Mihills, Morgan, Moulton, Ockler, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Semmann, Sherman, Smith, Trumer, Vaughn, Wagner, Watts, Weil and S. A. White—35.

Those absent or not voting were

Messrs. Allen, Arnold, Ayers, Bacon, Bailey, Ball, P. R. Briggs, Cheney, Coons, Dana, Fay, Fitzgerald, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Otting, Peterson, Rankin, Rounds, Samuelson, Semple and Mr. Speaker Smith—32.

And said resolution was concurred in,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Atwater, Baker, Barnard, Bate, Blake, Bowen, Bremner, D. W. Briggs, Chambers, Chase, Cousins, Davis, Dick, Eastman, Field, Galagan, Hammond, Hixon, Hoyer, C. M. Hoyt, J. W. Hoyt, Humphrey, Judd, King, Knell, Kuntz, Lonergan, McIntosh, Mihills, Morgan, Moulton, Ockler, Pease, Pengra, O. S. Powell, R. T. Powell, Rhodes, Richter, Rood, Rusch, Sanderson, Semmann, Sherman, Smith, Swain, Thorn, Torgerson, Trumer, Vaughn, Wagner, Watts, Weil and S. A. White—54.

Those voting in the negative were

Messrs. Barnes, Curtis, Freeman, Fryer, Hall, Heimdahl, Holloway, Keenan, Maxon, Montgomery, More, Orton, Richards and J. S. White—14.

Those absent or not voting were

Messrs. Allen, Ayres, Arnold, Bacon, Bailey, Ball, P. R. Briggs, Cheney, Coons, Dana, Fay, Fitzgerald, Harris, Hinkley, Hoskins, Jeffers, Manson, Marvin, McCormick, McDill, McDonald, Merriam, Merrill, Meyer, Nichols, Otting, Peterson, Rankin, Rounds, Samuelson, Semple and Mr. Speaker Smith—32.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled the following bills :

No. 694, A.,

A bill for the relief of the Adams County Agricultural and Mechanical Association.

No. 502, A.,

A bill to amend chapter 396 of the private and local laws of 1870, entitled an act to incorporate the village of Fountain City, in Buffalo county, State of Wisconsin, approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo.

No. 742, A.,

A bill to incorporate a horse railway company in the city of Racine.

No. 629, A.,

A bill granting additional authority to the board of trustees to pave the streets and highways in the village of Neenah.

No. 710, A.,

A bill to authorize the supervisors of the town of Neenah in the county of Winnebago, to amend their proceedings in the award damages in laying out a certain highway.

No. 626, A.,

A bill to require the owners of dams and other obstructions on Rock Creek, to construct slides for the passage of fish.

No. 660, A.

A bill to incorporate the Wisconsin State Dental Society.

No. 684, A.,

A bill to repeal chapter 311, private and local laws of 1862, entitled an act to fix the salary of the clerk of the circuit and county courts of the county of Milwaukee.

No. 885, A.,

A bill to amend section 2 of chapter 104, of the general laws of 1868, entitled an act to aid the West Wisconsin Railway Company.

No. 743, A.,

A bill to amend section 3, chapter 102, general laws 1868, entitled an act to encourage the planting and growth of trees, and for protection thereof.

No. 522, A.,

A bill to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company.

No. 688, A.,

A bill to amend chapter 437, local laws of 1868, entitled an act relating to the city of Portage.

No. 621, A.,

A bill to amend sections 4 and 16 of chapter 152 of the private and local laws of 1867, entitled an act to incorporate the village of Genoa.

No. 895, A.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company.

65 A.

No. 274, A.,

A bill to incorporate the Eau Claire, Alma and Winona Railroad Company.

No. 625, A.,

A bill to incorporate the Winona and Osseo Railroad Company.

No. 3, A.,

A bill to amend sections 6, 8 and 9, of chapter 120 of the revised statutes, entitled "of courts held by justices of the peace."

No. 705, A.,

A bill to provide for the expenditure of the drainage fund in the town of Red Cedar, Dunn county.

No. 520, A.,

A bill to amend an act entitled an act to authorize the Burlington Union school district to change the time of holding their annual meeting; also to add new territory to said district.

No. 170, A.,

A bill to alter the boundaries of certain school districts.

No. 860, A.,

A bill to repeal chapter 86 of the general laws of 1870, entitled to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery.

No. 525, A.,

A bill to incorporate the Savings Bank of Ripon.

No. 567, A.,

A bill to amend an act entitled an act to amend chapter 12, revised statutes, entitled of notaries public, passed April 10th, 1867.

No. 496, A.,

A bill to provide for the collection of judgments in certain cases.

No. 863, A.,

A bill to amend chapter 120, private and local laws of 1870, entitled an act to provide for the appointment of a public administrator for the city and county of Milwaukee.

No. 746, A.,

A bill to amend sections 12 and 16 of chapter 299 of the private and local laws of 1855, so far as they relate to the charter of the Madison and Portage Railroad Company, to increase its powers and to ratify certain proceedings of the directors of said company, and to extend the line of its road, and to authorize certain counties, towns, cities and incorporated villages to aid in the construction thereof.

No. 688, A.,

A bill to provide compensation for opening the present session, and for indexing and completing the transcribing of the journals of the Senate and Assembly.

No. 672, A.,

A bill to incorporate the Prescott, River Falls and Northern Railroad Company,

THOS. SANDERON,

*Chairman.*

Said bills were signed by the Speaker.

The committee on Enrolled Bills have examined and find correctly enrolled the following bills :

No. 733, A.,

A bill to amend the act to incorporate the Borough of Fort Howard, and the acts amendatory thereto, approved October 13, 1856.

No. 442, A.,

A bill to incorporate the Cornet Band of Evansville.

No. 759, A.,

" A bill to amend the title and section 1 of chapter 246, private and local laws of 1871.

No. 671, A.,

A bill to incorporate the Phoenix Mining Company.

No. 464, A.,

A bill to incorporate the West Shioe Improvement Company.

No. 758, A.,

A bill to appropriate to the Governor the sum of \$2,550, for the purposes therein mentioned.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

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#### MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has passed and asks the concurrence of the Assembly in

No. 282, S.,

A bill to legalize the acts, proceedings and organization of the fire department of the city of Ripon.

And has indefinitely postponed

No. 707, A.,

A bill to define the duties of the lumber inspectors of districts No. 3, 6, 7 and 9.

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#### SENATE MESSAGE CONSIDERED.

No. 282, S.,

Was read twice, and under previous general suspension of the rules was then concurred in.

## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 748, A.,

A bill to amend chapter 149 of the private and local laws of 1862, relating to publishing the notice of tax sales and the delinquent list in the county of Columbia, Wisconsin.

No 788, A.,

A bill relating to elections, and amendatory of section 28 of chapter 7 of the revised statutes, entitled of general and special elections, etc.

No. 461, A.,

A bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin.

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

No. 789, A.,

A bill to amend chapter 7 of the revised statutes entitled of general and special elections, of the manner of conducting the same and of the canvass,

And has amended and concurred in as amended,

No. 691, A.,

A bill to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

The Senate amendment to

No. 691, A.,

Was concurred in.

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On motion of Mr. Thorn,  
The Assembly adjourned.

FRIDAY, MARCH 24, 1871,

10 O'CLOCK, A. M.

The Assembly met.

The Speaker in the chair.

Prayer by the Rev. Mr. Page.

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MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to present you for signature:

No. 220, S.,

An act giving the consent of the legislature of the state of Wisconsin to the purchase by the United States of land in this state for public purposes.

No. 298, S.,

An act to incorporate the Eastern, LaFayette and Mississippi Railway Company.

And the Senate refuses to concur in the Assembly amendment to No. 296, S.,

A bill to set off and organize the town of Hamilton, in the county of La Fayette.

Said bills were signed by the Speaker.

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SENATE MESSAGE CONSIDERED.

On motion of Mr. Barnes,

The further consideration of No. 296, S.,

Was indefinitely postponed.



The Speaker made the following announcement :

The following gentlemen will constitute the joint committee of investigation on the part of the Assembly, as provided for by

Jt. Res. No. 16, S.,

In regard to passage and veto of Assembly bill No. 1 :

Messrs. Rood, Orton, Sherman, Kuntz and J. S. White.

### RESOLUTIONS INTRODUCED.

By Mr. Pease :

Res. No. 38, A.,

*Resolved by the Assembly, the Senate concurring,* That a joint special committee of two from the Assembly and one from the Senate be appointed for the purpose of investigating the investigating committee of nine, heretofore ordered, in all things connected with and growing out of the passage of bill No. 1, Assembly, and report the result of such investigation to the next session of the Legislature, and the committee hereby appointed shall have power to send for persons and papers for the purpose herein contemplated.

Mr. Smith moved to amend by authorizing said committee to report to the forty-one members petitioning the Governor for veto,

Pending the consideration of which,

On motion of Mr. Chase,

Said resolution and pending amendment

Was laid on the table,

By the following vote :

Those voting in the affirmative were

Messrs. Anderson, Bowen, Bremner, Chase, Cousins, Eastman, Hall, J. W. Hoyt, Judd, Keenan, King, Knell, Kuntz, Maxon, Mihills, Moulton, Oakler, O. S. Powell, R. T. Powell, Rhodes, Rood, Sherman, Smith, Swain, Trumer, Vaughn, Watts, S. A. White and Mr. Speaker, Smith—29.

Those voting in the negative were

Messrs. Atwater, Baker, Barnes, Bate, Blake, D. W. Briggs, Chambers, Curtis, Dana, Davis, Field, Freeman, Hammond, Heimdal, C. M. Hoyt, Humphrey, McIntosh, More, Orton, Pease, Richards, Sanderson and J. S. White—23.

Those absent or not voting were

Messrs. Allen, Arnold, Ayres, Bacon, Bailey, Ball, Barnard, P. R. Briggs, Cheney, Coons, Dick, Fay, Fitzgerald, Fryer, Galagan, Harris, Hinkley, Hixon, Holloway, Hoskins, Hoyer, Jeffers, Lonergan, Manson, Marvin, McCormick, McDiH, McDonald, Merriam, Merrill, Meyer, Montgomery, Morgan, Nichols, Otling, Pengra, Peterson, Rankin, Richter, Rounds, Rusch, Samuelson, Semmann, Semple, Thorn, Torgerson, Wagner and Weil—48.

By Mr. Orton :

Res. No. 46, A.,

*Resolved by the Assembly*, That our highest respect and gratitude are especially due to our chief clerk, Hon. E. W. Young, for the perfect manner in which he has discharged and supervised the important and intricate duties of his office. He has not only been chief clerk, but chief of clerks. His perfect order and great readiness in disposing of the business of his department, have greatly aided the business of the house, and shortened the session. His highly competent corps of assistants, who have acted in harmony with him, and each and all of whom have labored diligently and faithfully in their arduous duties, are also worthy of our special commendation and thanks.

Which was adopted.

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### BILLS INTRODUCED,

By unanimous consent.

By Mr. Judd :

No. 760, A ,

A bill to amend chapter —, of the general laws of 1871, entitled an act to apportion the state into senate and assembly districts.

Said bill was read a first and second times, and, under a previous general suspension of the rules,

Said bill was read a third time and passed.

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### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled :

No. 435, A.,

A bill to enable the city of Milwaukee to construct water works and to carry on and manage the same.

No. 512, A.,

A bill to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

No. 662, A ,

A bill to provide for two municipal courts in the city of Fond du Lac.

THOMAS SANDERSON,

*Chairman.*

Said bills were signed by the Speaker.

The committee of Conference to which was referred,

No. 184, A.,

A bill to regulate the estimation of time in the settlement of school district boards with teachers,

Have had the same under consideration and report the same back with the recommendation that the Assembly concur in the Senate amendment to the same.

P. BELDEN,  
JAS. H. FOSTER,  
J. H. JONES.  
B. J. JUDD,  
S. A. WHITE,  
A. ROOD,

*Committee.*

The foregoing report was adopted.

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The committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 608, A.,

A bill relating to proceedings against garnishees.

No. 691, A.,

A bill to amend section 25 of chapter 180 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 172, A.,

A bill to supply school officers with the Journal of Education.

No. 634, A.,

A bill to authorize and empower the county board of supervisors of Fond du Lac county to pay back to the several towns therein the costs paid by them in contesting the validity of the tax voted by said county in aid of the Sheboygan and Fond du Lac Railroad.

No. 474, A.,

A bill to authorize an appropriation of money in the county of Milwaukee for the purpose of improving certain grounds for the use of the State Agricultural Society.

No. 194, A.,

A bill to authorize the Secretary of State to purchase Taylor's Compilation of the General Laws of this State, for the use of the State.

No. 706, A.,

A bill to repeal chapter 82 of the private and local laws of 1867, entitled an act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river at Chippewa Falls.

No. 578, A.,

A bill to authorize the Secretary of State to audit the claim of Ralph Marsh, for certain taxes and interest erroneously paid by him.

M. O. No. 14, A.

Memorial for building a post office and custom house at Racine, Wis.

No. 291, A.,

A bill to incorporate the village of Augusta.

THOS. SANDERSON,

Chairman.

Said bills were signed by the Speaker.

### EXECUTIVE MESSAGE.

STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, March 24, 1871.

*To the Honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive signature and have been deposited in the office of the secretary of state :

No. 483, A.,

An act to appropriate to Andrew Proudft and James K. Proudft the sum of money therein named.

No. 586, A.,

An act to legalize the returns of the Portage County Agricultural Society.

No. 610, A.,

An act to incorporate the Milwaukee Yacht Club.

No. 620, A.,

An act to revise, consolidate and amend chapter 277 of the private and local laws of 1857, entitled an act to incorporate the village of Waupun and the several acts amendatory thereof.

No. 648, A.,

An act to incorporate the United Cemetery Association of the town of Abbott, in the county of Sheboygan, Wis.

No. 282, A.,

An act to consolidate all acts now in force for the government and management of the State Prison, and to amend the same.

No. 587, A.,

An act to amend the charter of the city of Oshkosh in the manner therein set forth.

No. 784, A.,

An act to incorporate the Fort Howard and Shawano Turnpike Company.

No. 685, A.,

An act to incorporate the Fox River Iron Company.

No. 427, A.,

An act to empower the county of Milwaukee to raise money to build a court house.

No. 628, A.,

An act to incorporate the Esterly, Shumway Manufacturing and Construction Company.

No. 641. A.,

An act to simplify the proceedings of actions for the recovery of real estate.

No. 517, A.,

An act to provide for laying out and establishing a state road from the borough of Fort Howard to Duck Creek in Brown county.

No. 752, A.,

An act to enable the town and village of Waterloo to settle its railroad debts.

No. 219, A.,

An act to amend chapter 105 of the general laws of 1876, entitled an act for the preservation of game in the counties therein mentioned.

No. 619, A.,

An act relating to the individual liability of the stockholders in the Harris Manufacturing Company in Janesville, and amendatory of section 12 of chapter 16, private and local laws of 1869.

No. 530, A.,

An act relating to bail in criminal cases.

No. 756, A.,

An act to submit to the people an amendment to article 4 of the constitution.

No. 521, A.,

An act to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats, in the months of January and February in each year, and to repeal chapter 45 of the general laws of 1866, entitled an act to authorize poison to be used for the destruction of wolves and wild cats in the months of January and February, in each year.

No. 683, A.,

An act to repeal section 4 of chapter 27, general laws 1871, an act entitled an act to amend chapter 130, general laws 1368, an act entitled an act to provide for the assessment of property and the levy of taxes therein named.

No. 473, A.,

An act to authorize the city of Milwaukee to issue bonds.

No. 560, A.,

An act to amend chapter 178 of the private and local laws of 1866, entitled an act to incorporate the village of Sparta.

No. 686, A.,

An act to incorporate the Newburg German Reading Society, Newburg, Washington county, Wisconsin.

No. 675, A.,

An act to amend the 20th sub-division of section 22 of chapter

3 of the general laws of 1865, entitled an act to incorporate the  
lage of Darlington, approved April 7, 1865.

No. 401, A.,

An act in relation to the collection of taxes.

No. 299, A.,

An act for the construction of a certain bridge therein named.

No. 425, A.,

An act to amend an act entitled an act to consolidate and amend  
act to incorporate the city of Milwaukee, and the several acts  
endatory thereof, approved February 20, 1852.

No. 576, A.,

An act to authorize the Fort Winnebago and Duck Creek Plank-  
and Company to substitute gravel and clay in place of plank on  
st portion of their road lying in town of Pacific, Columbia coun-  
, Wisconsin.

No. 287, A.,

An act to authorize the clerk of the board of supervisors of Door  
county, to make and keep an abstract of tax sales, deeds and re-  
mptions in said county.

No. 589, A.,

An act to incorporate the Black River Falls Savings Bank.

No. 732, A.,

An act to authorize the common council of the city of Milwaukee  
levy a special tax on the real and personal property in the third  
ard of said city for the purposes therein named.

No. 676, A.,

An act to provide for the salary of the Second Lieutenant of po-  
se of the city of Milwaukee.

No. 617, A.,

An act to authorize the Wisconsin Northern Railroad Company to  
uild branch lines of road.

No. 754, A.,

An act to provide for the protection of Superior Harbor, at Supe-  
ior City, and to prevent the diversion of the waters of St. Louis  
ver from their natural outlet.

No. 646, A.,

An act to authorize W. H. Horn and others to build and maintain  
pier extending into Lake Michigan.

No. 597, A.,

An act to incorporate the Hekla Fire Insurance Company.

No. 460, A.,

An act to amend chapter 80 of the private and local laws of the  
ear 1855, entitled an act supplementary to an act to incorporate  
is Milwaukee Mechanics' Mutual Insurance Company, approved  
ebruary 18, 1852.

No. 173, A.,

An act to incorporate the Appleton Savings Bank.

No. 583, A.,

An act changing the official designation of clerk of the board of supervisors to county clerk.

No. 741, A.,

An act to authorize the directors of the Green Bay and Mississippi Canal Company to sell and dispose of the rights and property of said company to the United States.

No. 44, A.,

An act to provide for the trial of offenses upon information, and to make the general laws of the state applicable thereto.

No. 623, A.,

An act in relation to duties of boards of registry in towns and villages.

No. 590, A.,

An act to confer on county courts, having civil jurisdiction, certain powers.

No. 686, A.,

An act to abolish Probate fees in Outagamie county.

M. C. No. 11, A.,

Memorial of the Legislature of the State of Wisconsin for the relief of the farm mortgagors of this State.

No. 244, A.,

An act to amend chapter 258 of the private and local laws of 1868, and chapter 352 of the private and local laws of 1866, entitled an act to incorporate the Keshena Improvement Company.

No. 420, A.,

An act to incorporate the Scandinavian Brother Association.

No. 711, A.,

An act to legalize the laying out and locating a certain highway in the county of Winnebago.

No. 685, A.,

An act to authorize and empower the town of Potosi, in Grant county, to build a bridge and to levy and collect a tax for the same.

No. 736, A.,

An act to constitute an heir-at-law to Albert G. E. Holmes and wife.

No. 413, A.,

An act to amend an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 10th, 1869, and an act entitled an act to provide for the construction of sewers in the city of Milwaukee, approved March 12th, 1870.

No. 466, A.,

An act to incorporate the St. Andrews Society of the city of Milwaukee.

No. 609, A.,

An act to amend section 4 of chapter 175 of the general laws of 1869, entitled "an act to amend sections 6, 15 and 29 of chapter 180 of the general laws of 1868," entitled 'an act to provide for the

assessment of property for taxation and the levy of taxes there-

No. 726, A.,

An act to authorize the city of Stevens Point to aid in the construction of normal school buildings in said city.

LUCIUS FAIRCHILD.

# MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

## S. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 611, A.,

A bill to amend chapter 155 of the general laws of 1863, entitled an act to codify the laws of this State relating to common schools.

No. 728, A.,

A bill to amend chapter 92, general laws of 1870, entitled an act to provide for the protection from trespassers of the land granted by Congress to the State of Wisconsin, to aid in the construction of the Sturgeon Bay Ship Canal, approved March 16th, 1870.

No. 751, A.,

A bill to appropriate to D. L. Quaw and Paul Schuengel, each a sum of money therein named.

No. 706, A.,

A bill to repeal chapter 82 of the private and local laws of 1867, entitled an act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river at Chippewa Falls.

No. 571, A.,

A bill for the improvement of the water power on the Waukau creek, in Winnebago county.

No. 703, A.,

A bill authorizing the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in certain counties, in newspaper printed in the German language.

And has indefinitely postponed.

No. 677, A.,

A bill to incorporate the Wisconsin Central Insurance Company

No. 668, A.,

A bill to incorporate the Capital Insurance Company of Wisconsin.

No. 294, A.,

A bill to improve the navigation of the Chippewa river above Chippewa Falls, and to incorporate the Chippewa Log Security company for that purpose.



## MESSAGE FROM THE SENATE.

By O. R. SMITH, Chief Clerk thereof.

MR. SPEAKER :

I am directed to inform you that the Senate has concurred with the Assembly in

No. 748, A.,

A bill to amend chapter 149 of the private and local laws of 1862, relating to publishing the notice of tax sales and the delinquent list in the county of Columbia, Wisconsin.

No. 788, A.,

A bill relating to elections, and amendatory of section 23 of chapter 7 of the revised statutes, entitled of general and special elections, etc.

No. 461, A.,

A bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin.

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

No. 789, A.,

A bill to amend chapter 7 of the revised statutes entitled of general and special elections, of the manner of conducting the same and of the canvass,

And has amended and concurred in as amended,

No. 691, A.,

A bill to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

The Senate amendment to

No. 691, A.,

Was concurred in.

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On motion of Mr. Thorn,

The Assembly adjourned.

FRIDAY, MARCH 24, 1871,

10 O'CLOCK, A. M.

Assembly met.  
Speaker in the chair.  
Prayer by the Rev. Mr. Page.

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MESSAGE FROM THE SENATE.

O. B. SMITH, Chief Clerk thereof.

SPEAKER :

am directed to present you for signature:

220, S.,  
act giving the consent of the legislature of the state of Wisconsin  
the purchase by the United States of land in this state for  
purposes.

296, S.,  
act to incorporate the Eastern, LaFayette and Mississippi  
Lumber Company.

and the Senate refuses to concur in the Assembly amendment to  
296, S.,

will to set off and organize the town of Hamilton, in the  
County of La Fayette.

and bills were signed by the Speaker.

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SENATE MESSAGE CONSIDERED.

motion of Mr. Barnes,  
for further consideration of No. 296, S.,  
is indefinitely postponed.

the Governor, and inform him that the Legislature is about to adjourn *sine die*, and ascertain if he has any further communication to make to either house before said final adjournment,

Which was adopted.

And the Speaker appointed as such committee on the part of the Assembly, Messrs. Field, Keenan and Dana.

### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled,

No. 580, A.,

A bill to amend chapter 59 of the local laws of 1869, entitled an act to incorporate the city of Fond du Lac, and to repeal chapter 24 of the private and local laws of 1867, entitled an act to consolidate and amend the act to incorporate the city of Fond du Lac, and the several acts amendatory thereof, and to amend an act entitled an act to consolidate the several school districts in the city of Fond du Lac, and the several acts amendatory thereof, approved February 14, 1868.

No. 584, A.,

A bill to amend section one of chapter 282 of the private and local laws of 1868, entitled an act to amend an act relating to the public schools of the city of Milwaukee.

No. 728, A.,

A bill to amend chapter 92 of the general laws of 1870, entitled an act to provide for the protection from trespass of the lands granted by Congress to the State of Wisconsin, to aid in the construction of the Sturgeon Bay Ship Canal, approved March 16, 1870.

No. 184, A.,

A bill to regulate the extension of time in the settlement of school district board with teachers.

No. 571, A.,

A bill for the improvement of the water power on the Waukau Creek, in Winnebago county.

No. 729, A.,

A bill to amend an act entitled an act to amend the various acts conferring municipal powers upon the village of Neenah, approved March 10th, 1869.

No. 589, A.,

A bill to amend chapter 37 of the general laws of 1868, entitled an act to amend chapter 362 of the general laws of 1860, entitled an act relating to the Milwaukee county court.

No. 718, A.,

A bill to incorporate the Neilsville and Humbird Railroad Company.

No. 461, A.,

A bill to incorporate the Northwestern Roofing and Felting Company, of Milwaukee, Wisconsin.

No. 739, A.,

A bill to amend chapter 7 of the revised statutes, entitled of general and special elections, of the manner of conducting the same, 1 of the canvases.

No. 738, A.,

A bill relating to elections and amendatory of section 23 of chapter 7, of the revised statutes, entitled of general and special elections, etc.

No. 529, A.,

A bill to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

No. 748, A.,

A bill to amend chapter 149, of the private and local laws of 1862, relative to publishing the notice of tax sales and the delinquent list in the county of Columbia, Wis.

No. 703, A.,

A bill authorizing the publication of the list of lots and lands which the taxes for the year 1870 are unpaid in certain counties, in a newspaper printed in the German language.

No. 673, A.,

A bill to incorporate the Mill Creek Improvement and Log Driving Company.

No. 577, A.,

A bill to incorporate the Gas Light Company of Fond du Lac.

No. 757, A.,

A bill to appropriate to D L Quaw and Paul Scheungle each a sum of money therein named.

No. 753, A.,

A bill to apportion the State into Senate and Assembly districts.

No. 611, A.,

A bill to amend chapter 155, general laws of 1863, entitled an act to codify the laws of this state, relating to common schools

No. 477, A.,

A bill to authorize the straightening and extension of State street in the city of Milwaukee, and the opening of a road in the town of Sauwatosa.

No. 527, A.,

A bill to incorporate the White River Dam Log Driving Boom Company.

No. 760, A.,

A bill to amend chapter — of 1871, entitled an act to apportion the State into Senate and Assembly districts.

No. 258, A.,

A bill to revise the charter of the city of Chippewa Falls.

THOS. SANDERSON,

Chairman.

## MESSAGE FROM THE SENATE.

By O. B. SMITH, Chief Clerk thereof.

Mr. SPEAKER :

I am directed to present you for signature;

No. 124, S.,

A bill to create the office of state commissioner of immigration, and to provide for the same and define the duties thereof.

No. 196, S.,

A bill to authorize the county of Richland and the several towns therein to aid in the construction of a railroad.

No. 240, S.,

A bill to amend chapter 199 of the private and local laws of 1859, entitled an act to establish a municipal court in the city and county of Milwaukee.

No. 282, S.,

A bill to legalize the acts, proceedings and organization of the fire department of the city of Ripon.

No. 283, S.,

A bill to provide for the places of holding elections in the town of Eldorado, county of Fond du Lac.

No. 250, S.,

A bill to provide for liens in certain cases.

No. 298, S.,

A bill to incorporate the Eastern, LaFayette and Mississippi Railway Company.

No. 277, S.,

A bill to incorporate the Red Wing and Menomonee Railway Company.

Said bills were signed by the Speaker.

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EXECUTIVE MESSAGE.

STATE OF WISCONSIN,

EXECUTIVE DEPARTMENT,

MADISON, March 25, 1871.

*To the honorable, the Assembly :*

The following entitled bills, memorials and joint resolutions, originating in the Assembly, have severally received the executive signature, and have been deposited in the office of the secretary of state :

No. 665, A.,

An act to amend section 3 of chapter 177, private and local laws of 1870, entitled an act to incorporate the Plymouth Lyceum.

No. 712, A.,

An act to authorize the county board of supervisors of the county Trempealeau to fix the salary of the county superintendent of schools.

No. 669, A.,

An act to lay out a state road from St. Cloud, in Fond du Lac county, to the north line of Fond du Lac county.

No. 727, A.,

An act to authorize and require the common council of the city Milwaukee to provide salaries for the engineers, foremen, firemen, drivers and pipemen of the fire department of the city of Milwaukee.

No. 215 A.,

An act to provide for the laying out and establishing of a state road in the county of Jackson, and to appropriate the drainage funds of the townships through which such road shall pass, for the purpose of grading and improving the same.

No. 393, A.,

An act to change the time for holding the terms of the circuit court in the 7th judicial circuit.

No. 555, A.,

An act to incorporate the Savings Bank of Mauston.

No. 707, A.,

An act to appropriate to Charles Smith a sum of money therein provided.

No. 417, A.,

An act to authorize the city of Milwaukee to aid in the construction of a railroad from the city of Oshkosh to the city of Ripon.

No. 404, A.,

An act to repeal chapter 489 of the private and local laws of 1870, entitled an act to amend chapter 115 of the private and local laws of 1860, entitled an act to amend an act entitled an act to incorporate the borough of Fort Howard, and acts amendatory thereto, approved March 18, 1856.

No. 708, A.,

An act to attach certain territory to the towns of Eagle Point and Eaton, in Chippewa county.

No. 423, A.,

An act to incorporate the North Bay Construction and Improvement Company.

No. 487, A.,

An act to incorporate the Menasha savings bank.

No. 716, A.,

An act to define and punish the crime of embezzlement.

No. 688, A.,

An act to provide compensation for opening the present session and indexing and completing the transcribing of the journals of the Senate and Assembly.

No. 701, A.,

An act to amend chapter 474, of the private and local laws of 1866, entitled an act to reduce an act incorporating the city of Janesville, and the acts amendatory thereof into one act and to amend the same.

No. 625, A.,

An act to incorporate the Winona and Osseo Railroad Company.

No. 274, A.,

An act to incorporate the Eau Claire, Alma and Winona Railroad Company.

No. 742, A.,

An act to incorporate a horse railroad company in the city of Racine.

No. 620, A.,

An act granting additional authority to the board of trustees to improve the streets and highways in the village of Neenah.

No. 710, A.,

An act to authorize the supervisors of the town of Neenah in the county of Winnebago, to amend their proceedings in the award of damages in laying out a certain highway.

No. 626, A.,

An act to require the owners of dams and other obstructions on Duck Creek, to construct slides for the passage of fish.

No. 660, A.,

An act to incorporate the Wisconsin State Dental Society.

No. 522, A.,

An act to incorporate the Central Wisconsin Manufacturing, Lumber and Land Company.

No. 633, A.,

An act to amend chapter 437, local laws of 1868, entitled an act relating to the city of Portage.

No. 502, A.,

An act to amend chapter 396 of the private and local laws of 1870, entitled "an act to incorporate the village of Fountain City, in Buffalo county, state of Wisconsin," approved March 16, 1870, and to change the boundary lines between the said village of Fountain City and the town of Milton, in said county of Buffalo.

No. 385, A.,

An act to amend section 2, chapter 104, of the general laws of 1870, entitled "an act to aid the West Wisconsin Railway Company."

No. 464, A.,

An act to incorporate the West Shioe Improvement Company.

No. 671, A.,

An act to incorporate the Pœnix Mining Company.

No. 759, A.,

An act to amend the title and section 1 of chapter 246, private and local laws of 1871.

No. 3, A.,

An act to amend sections 6, 8 and 9 of chapter 120, revised statutes, entitled of courts held by justices of the peace.

No. 705, A.,

An act to provide for the expenditure of the drainage fund in the town of Red Cedar, Dunn county.

No. 170, A.,

An act to alter the boundaries of certain school districts.

No. 496, A.,

An act to provide for the collection of judgments in certain cases.

No. 525, A.,

An act to incorporate the Savings Bank of Ripon.

No. 360, A.,

An act to repeal chapter 83 of the general laws of 1870, entitled an act to protect the people of Wisconsin from empiricism and imposition in the practice of medicine, surgery and mid-wifery.

No. 694, A.,

An act for the relief of the Adams county Agricultural and Medical Association.

No. 363, A.,

An act to amend chapter 120, of the private and local laws of 1870, entitled "an act to provide for the appointment of a public administrator for the city and county of Milwaukee."

No. 621, A.,

An act to amend sections 4 and 16, chapter 152, private and local laws of 1867, entitled an act to incorporate the village of Geneva.

No. 684, A.,

An act to repeal chapter 311 of private and local laws of 1862, entitled an act to fix the salary of the clerks of the circuit court and county courts of the county of Milwaukee.

No. 520, A.,

An act to amend an act entitled an act to authorize the Burlington union school district to change the time of holding their annual meetings, also to add new territory to said district.

No. 395, A.,

An act to amend an act entitled an act to incorporate the Milwaukee and Northern Railway Company.

No. 743, A.,

An act to amend section 3 of chapter 102 of the general laws of 1868, entitled an act to encourage the planting and growth of trees, and for the protection thereof.

No. 662, A.,

An act to provide for two municipal courts in the city of Fond du Lac.

No. 512, A.,

An act to incorporate the Manitowoc and Big Sturgeon Bay Railroad Company.

No. 435, A.,

An act to enable the city of Milwaukee to construct water works and to carry on and manage the same.



No. 733, A.,

An act to amend the act to incorporate the borough of Fort Howard, and the acts amendatory thereto, approved October 13, 1856.

No. 442, A.,

An act to incorporate the Cornet Band of Evansville.

No. 663, A.,

An act to amend section 10, chapter 77, general laws of 1866, entitled an act for the regulation of trade in certain cases.

No. 577, A.,

An act to incorporate the Gas Light Company of Fond du Lac.

No. 757 A.,

An act to appropriate to D. L. Quaw and Paul Schuengel each a sum of money therein named.

No. 673, A.,

An act to incorporate the Mill Creek Improvement and Log Driving Company.

No. 703, A.,

An act authorizing the publication of the list of lots and lands on which the taxes for the year 1870 are unpaid in certain counties, in a newspaper printed in the German language.

No. 748, A.,

An act to amend chapter 149 of the private and local laws of 1862, relative to publishing the notice of tax sales and the delinquent list in the county of Columbia.

No. 529, A.,

An act to provide for the incorporation of the Wisconsin State Horticultural Society, and the printing and publishing of its transactions.

No. 738, A.,

An act relating to elections, and amendatory of section 23 of chapter 7 of the revised statutes, entitled of general and special elections, &c.

No. 739, A.,

An act to amend chapter 7, revised statutes, entitled of general and special elections, of the manner of conducting the same, and of the canvass.

No. 753, A.,

An act to apportion the State into Senate and Assembly districts.

No. 603, A.,

An act relating to proceedings against garnishees.

No. 706, A.,

An act to repeal chapter 32 of the private and local laws of 1867, entitled an act to authorize Albert Taylor to keep and maintain a ferry across the Chippewa river at Chippewa Falls.

No. 194, A.,

An act to authorize the Secretary of State to purchase Taylor's compilation of the general laws of this State for the use of the State.

o. 539, A.,

n act to amend chapter 37 of the general laws of 1868, entitled  
ot to amend chapter 362 of the general laws of 1860, entitled  
ot relating to the Milwaukee county court.

o. 758, A.,

n act to appropriate to the Governor the sum of \$2,550, for the  
oses therein mentioned.

o. 746, A.,

n act to amend sections 12 and 16 of chapter 299 of the private  
local laws of 1855, so far as they relate to the charter of the  
ison and Portage Railroad Company, to increase its powers and  
stify certain proceedings of the directors of said company, and  
tend the line of its road, and to authorize certain counties,  
as, cities and incorporated villages to aid in the construction  
ecf, and to authorize said county to purchase a portion of the road  
property of the Wisconsin Central Railroad Company.

C. No 14, A.,

emorial for building a post office and custom house at Racine,  
consin.

o. 534, A.,

n act to amend section 1 of chapter 282 of the private and local  
of 1868, entitled an act to amend an act relating to the public  
ols of the city of Milwaukee.

o. 291, A.,

n act to incorporate the village of Augusta.

o. 729, A.,

n act to amend an act, entitled an act to amend the various acts  
erring municipal powers upon the village of Neenah, approved  
ch 10, 1869.

o. 461, A.,

n act to incorporate the Northwestern Roofing and Felting Com-  
y, of Milwaukee, Wisconsin.

o. 571, A.,

n act for the improvement of the water power on the Waukan  
k, in Winnebago county.

o. 170, A.,

n act to supply school officers with the Journal of Education.

o. 728, A.,

n act to amend chapter 92 of the general laws of 1870, entitled  
act to provide for the protection from trespass of the lands  
ted by Congress to the state of Wisconsin to aid in the con-  
sion of the Sturgeon Bay ship canal," approved March, 16,

).

o. 634, A.,

n act to authorize and empower the county board of supervisors  
ond du Lac county to pay back to the several towns therein, the  
paid by them in contesting the validity of the tax voted by  
county in aid of the Sheboygan and Fund du Lac Railroad.

No. 691, A.,

An act to amend section 25 of chapter 130 of the general laws of 1868, entitled an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 474, A.,

An act to authorize an appropriation of money in the county of Milwaukee for the purpose of improving certain grounds for the use of the State Agricultural Society.

No. 578, A.,

An act to authorize the secretary of state to audit the claim of Ralph Marsh for certain taxes and interest erroneously paid by him.

No. 713, A.,

An act to incorporate the Neillsville and Humbird Railroad Company.

No. 184, A.,

An act to regulate the estimation of time in the settlement of school district boards with teachers.

No. 580, A.,

An act to amend chapter 59 of the local laws of 1869, entitled an act to incorporate the city of Fond du Lac, and to repeal chapter 124 of the private and local laws of 1867, entitled an act to consolidate and amend the act to incorporate the city of Fond du Lac, and the several acts amendatory thereof, and to amend an act entitled an act to consolidate the several school districts in the city of Fond du Lac, and several acts amendatory thereof, approved February 14th, 1868.

No. 521, A.,

An act to authorize and regulate the use of poison for the destruction of wolves, lynxes and wild cats in the months of January and February in each year, and to repeal chapter 45 of the general laws of 1866, entitled an act to authorize poisons to be used for the destruction of wolves and wild cats in the months of January and February in each year.

No. 477, A.,

An act to authorize the straightening and extension of State street, in the city of Milwaukee, and the opening of a road in the town of Wauwatosa.

No. 258, A.,

An act to revise the charter of the city of Chippewa Falls.

No. 527, A.,

An act to incorporate the White River Dam Logging Driving and Boom Company.

No. 760, A.,

An act to amend chapter — of the general laws of 1871, entitled an act to apportion the state into senate and assembly districts.

No. 611, A.,

An act to amend chapter 155 of the general laws of 1863, entitled "an act to codify the laws of this state relating to common schools."

672, A.,

act to incorporate the Prescott River Falls and Northern Rail-  
Company.

LUCIUS FAIRCHILD.

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MESSAGE FROM THE SENATE.

O. R. SMITH, Chief Clerk thereof.

SPEAKER :

is directed to inform you that the Senate has concurred in

Res. No. 38, A.,

providing for a joint select committee to wait upon his Excellen-  
cy Governor, relative to final adjournment.

The President has appointed as such committee, on the part of  
the Senate,  
Messrs Cameron and Woodman.

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A joint select committee appointed under

Res. No. 38, A.,

to wait upon the Governor relative to the final adjournment,

report that they have discharged that duty and have to inform  
the Assembly that His Excellency had no further communication to

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The hour fixed for the final adjournment having arrived, the  
Speaker made the following remarks,

which on motion of Mr. Orton, were ordered to be entered on  
the Journal :

*Members of the Assembly :—*The time has arrived which has been  
fixed by joint resolution for final adjournment. Before performing  
my official act as your presiding officer, I desire to tender you  
my most profound and respectful thanks for your kind support and  
courtesy which has been extended to me, and for the com-  
pliment which you have been pleased to bestow upon my official  
conduct. The unanimity with which the expression of  
approbation was given affords the most gratifying assurance  
that we have in some measure succeeded in carrying out the determi-  
nation declared at the beginning of the session, to "earnestly en-  
deavour to discharge the duties that pertain to this responsible posi-  
tion, honestly and impartially."

It comes me to acknowledge that if I have been successful in  
the administration of the duties of the Chair, that success is largely  
due to the considerate kindness with which you have always sustain-

ed me, and to the dignity and propriety invariably exhibited by you. We now separate, each to return to his constituency, to bide their judgment upon his official action.

While, as in all deliberative bodies, some errors may have been committed, my opinion is that a greater amount of useful general legislation has been performed than has often been done at one session.

A more laborious legislative body never convened, and the desire to promote the best interests of the state has universally prevailed.

And now, gentlemen, tendering you all my warmest and most earnest wishes for future success, prosperity and happiness, nothing remains but to bid you each and all an affectionate farewell, and to perform the only remaining duty of my office, in declaring, as I now do, that the Assembly is adjourned *sine die*.

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APPENDIX.  
TO  
ASSEMBLY JOURNAL.

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1871.

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1900

1901

1902

1903

1904

## GOVERNOR'S MESSAGE.

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### THE LEGISLATURE:

We should be wanting in gratitude did we not thankfully recognize and appreciate the many blessings which have been vouchsafed us during the year just closed. In all that contributes both to the spiritual and material welfare of a people—all that contributes to their comfort and happiness—our Heavenly Father has blessed us beyond our needs.

In submitting the annual reports of the several State departments and institutions, I congratulate you upon the fact that they show the public affairs of the State to be in a prosperous condition. Our State polity is so wisely adapted to the needs of the people, and so favorable to the growth and prosperity of the commonwealth, as to require but few changes at your sessions, and those rather of detail than of system.

By the reports of the Secretary of State and State Treasurer it will be seen that the balance in the State Treasury belonging to the various funds, at the close of the last fiscal year, was \$3,627 11.

The receipts and disbursements of the general fund, during the last fiscal year, were as follows:

#### RECEIPTS.

tax and tax on suits .....	\$588,151 20	.....
land companies, taxes .....	247,296 72	.....
insurance companies, taxes and fees .....	88,950 81	.....
plankroads, banks, peddlers, and other sources .....	17,297 89	.....
Total .....		\$886,696 12

#### DISBURSEMENTS.

permanent appropriations .....	\$77,826 05	.....
active expenses—session of 1870 .....	95,838 94	.....
and charitable institutions .....	328,908 86	.....
to complete the State capitol .....	45,238 90	.....
payment on State debt .....	159,062 28	.....
miscellaneous .....	198,565 05	.....
Total .....		<u>\$906,829 88</u>



The above disbursements are properly classified by the Secretary of State, as follows:

For State institutions .....	\$328,908 24
For State capitol completion .....	45,238 90
For interest on State debt .....	159,952 28
For special appropriation and other extraordinary expenses .....	55,849 73
Giving a total of .....	<u>\$589,949 97</u>

Which deducted from the total disbursements, leaves as the ordinary current expenses of the State the sum of .....	\$316,330 31
The same expenses for 1869 amounted to the sum of .....	<u>\$14,405 86</u>

#### • STATE DEBT.

The amount of the State debt has not been changed during the year, being for--

State bonds outstanding .....	\$68,200 00
Certificates of indebtedness to the trust funds of the State .....	2,183,800 00
Currency certificates outstanding .....	57 00
	<u>\$2,252,057 00</u>

The resources of the State for 1871 are as follows:

State tax levied in 1870 .....	\$720,323 24
Railroad taxes, estimated .....	265,000 00
Insurance companies taxes, estimated .....	60,000 00
Miscellaneous sources, estimated .....	21,500 00
	<u>\$1,066,823 24</u>

The estimated expenditures are:

For salaries and permanent appropriations .....	\$146,292 12
Legislative expenses, present session .....	88,000 00
Interest on State debt .....	157,640 00
State prison and charitable institutions .....	806,000 00
Due on appropriation for additional Hospital for the Insane .....	111,938 54
Due on appropriation for University building .....	40,000 00
Miscellaneous, printing, publishing laws, gas, fuel, &c. ....	90,000 00
Due general fund .....	101,875 98
	<u>\$1,041,746 64</u>
Balance .....	<u>\$25,076 60</u>

It must be borne in mind that should you appropriate more than the amount of the above balance for extraordinary purposes, the result will be a deficiency in the general fund at the close of the year. It is entirely safe to carry a deficiency of

at \$25,000.00, which, with the above balance gives for ding purposes or other extraordinary expenditures, should be determined upon, the sum of \$50,000.00 this year. If you find it necessary to appropriate more than the above sum for such purposes, the excess should be made payable during the year 1872, so that the financial officers may find themselves embarrassed with a deficiency in the general and greater than can be provided for.

It is not necessary for me to urge the propriety of the great prudence in making appropriations for the year. Economy has long been the general rule in our State affairs; extravagance and waste the rare exceptions. The State cannot do anything which is right, and necessary to be done, without providing for doing that, and no more, and the people will not complain.

There was expended from the Governor's contingent fund, \$107.61. Balance in the fund, \$192.65. A small appropriation should be made to the fund.

#### TRUST FUNDS.

The last legislature adopted the system of loaning the trust funds to school districts for the erection of school buildings, enacting a number of laws, each authorizing such loan to a particular district, instead of one general law to govern all loans upon the funds. Such general law should be enacted, giving commissioners of school and university lands discretion to loan to districts as application is made; the sum to be limited to a small per cent. of the assessed valuation of the taxable property of the district; the terms and time of payment specified, and power to collect principal and interest to be vested in the Secretary of State, with authority to levy and collect a fine whenever such payments are not promptly made. I know of no better way to invest these funds. It is safe, because the loan is made upon perfectly good security, the State reserves the power to compel payment according to contract, and it

enables the people to use their educational funds for educational purposes. It is a great improvement on the original plan of loaning to individuals for purposes of private speculation, too often upon doubtful security. Total productive educational funds, \$3,325,642.24. The increase last year amounted to \$160,031.41.

#### SCHOOL AND UNIVERSITY LANDS.

The State has now for sale 386,504 acres of school land; 10,440 acres university land, and 105,879 acres agricultural college land. Heretofore these lands have been sold at too low a price per acre. The educational funds have suffered this loss in order to hasten the settlement of the localities in which the lands are situated. This is not right. The State should be as prudent in selling these lands as is the individual proprietor who desires to make the most of them.

They are held as a trust by the State, to be disposed of honestly and judiciously, for the benefit of the educational funds. Whatever excuse there may have been in the past for selling them at a low price, it no longer exists. They are being purchased mainly by speculators, and the actual settlers, when they buy them, will have to pay to the dealer a large profit which the funds ought to realize. The fact that speculators are eager to buy plainly shows that the lands are selling for less than their value. Every dollar that they are worth to the settler ought to enure to the funds. I therefore recommend that all these lands be immediately withdrawn from market, and that they be carefully appraised before any further sales are made. They are now sold at the following prices per acre: University land, average \$2.00; school land, average \$1.13; agricultural college land, \$1.25.

The number of acres of land sold by the State during the past fiscal year was 175,410.

## WAR CLAIMS.

total amount of the claims against the United States incidental  
 arising, equipping, subsisting and transporting troops sent to  
 field, was..... \$1,742,202 92

which the United States has paid as follows:

Orders of quarter master general's certified rants.....	\$497,632 08	.....
Due Treasurer by Capt. Eddy, U. S. A.....	102,777 09	.....
Due Treasurer at U. S. Treasury.....	762,402 09	.....
		<u>\$1,362,811 26</u>

Amount originally disallowed and suspended .....	\$379,291 72
On account, there has since been allowed upon explanations additional evidence furnished, and credited the State, last her quota of the \$20,000,000 direct tax .....	219,742 06

This apparent balance of.....	\$159,849 66
From the deducted items charged upon copies of vouchers, which rejected at the U. S. treasury, the originals were sent, and charged by mistake .....	\$17,406 58
Conceded to be properly State expenses ....	5,842 50
	<u>23,249 08</u>

Leaving an unsettled balance of.....	<u>\$136,400 58</u>
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no other special settlement is soon to be made upon elucidations  
 recently sent to the Third Auditor's office, which it is  
 idently expected will result in a further allowance of at  
 least \$60,000, though probably \$80,000.

I am confident that the State authorities will be able to con-  
 vince the auditing officers that nearly the whole of these  
 claims should be paid. Every effort will be made to do so.

Explanations and further proofs have been prepared and  
 furnished by Gen. W. W. Tredway, who was appointed State  
 auditor for that purpose. He has discharged the arduous duties  
 imposed upon him with great efficiency, and to the entire  
 satisfaction of the State authorities.

## ASSESSMENT OF PROPERTY FOR TAXATION.

Our attention is called to the remarks of the Secretary of  
 the State, in his report, regarding the unequal assessment of prop-  
 erty for taxation in different portions of the State.

The disparity in the values of the same kind of property is  
 alarming as to call for some stringent legislation. As an ex-

ample, the Secretary pertinently enquires, "Why should horses be valued at \$92 19 in Bayfield, and only \$8 85 in Kewau-  
nee? or \$76, 26 in Clark, \$75. 58 in Dunn, \$63 14 in Rock  
and \$65 95 in Walworth, and only \$16 75 in Manitowoc, and  
\$27 88 in Brown?" He states that there is the same disparity  
in the values of other classes of taxable property.

The value of the taxable property, as fixed by the State  
Board of Assessment, is \$455,900,800. The State tax levied  
last year amounted to \$720,323 24, being 1 58-100 cents on  
the dollar. One hundred and seventy-five thousand dollars of  
this sum is to be expended in erecting buildings for State in-  
stitutions. From the census statistics I learn that the total  
tax levied in 1869, by counties, cities and towns in this State,  
was \$1,753,815. This sum is very much less than was actually  
levied and collected.

#### BOUNTIES ON WILD ANIMALS.

It is strongly suspected that much fraud is practiced, by ob-  
taining our state bounty for killing wolves, lynxes and wild-  
cats which were not killed in the State. The Secretary of  
State estimates that at least \$15,000 will be expended this  
year for such bounties, hence it is worth your while to enquire  
how it happens that so large a proportion of the claims of this  
character come from counties bordering on other States.

#### LIBRARIES.

Large and valuable additions have been made to the library  
of the State Historical Society, 2,000 volumes of books and  
1,300 pamphlets and documents having been received during  
the past year, making an aggregate of 45,500 books and  
pamphlets in its possession. The society is constant-  
ly increasing its facilities for usefulness, and is re-  
sorted to for reference purposes by people from all portions of  
the State. Its sphere of usefulness would be greatly en-  
larged if a catalogue of its valuable collections were pub-  
lished.

The State Library contains 8,935 volumes, 528 having been added during the past year.

There are in the State 2,857 libraries, which contain 880,508 volumes.

#### CONSTITUTIONAL AMENDMENTS.

The people having, at the last election, adopted the amendment to the State constitution authorizing the abrogation of the grand jury system, appropriate legislation is necessary to give effect to the will of the people.

The last Legislature adopted a joint resolution, proposing an amendment to the constitution prohibiting special legislation on certain subjects. I recommend that you agree to the same. If submitted to the people it will, I doubt not, be adopted by an almost unanimous vote, and when it shall have become a part of our fundamental law, one of the greatest evils of our system of legislation will be removed, and future legislators will be relieved from a vast amount of labor which is not only of no benefit, but a positive injury to the State. The adoption of this amendment will diminish the legislation of the State more than one half.

#### REVISED STATUTES.

Your attention is called to the fact that but 145 copies of the revised statutes are now in the hands of the Secretary of State. Heretofore at least 200 copies have been required yearly to meet the demands of the legislature and public officers. A revision or at least a compilation of the statutes cannot in justice to the wants of the people, be longer delayed. Many of the most important of our statutes relating to internal administration, which always should be compactly codified, are scattered through the volumes of session laws published since the last revision. Such a multiplicity of acts has been passed, at the same and different sessions of the legislature, upon the same subject, some of which are indexed and others not, as to compel the Chief Justice of the Supreme Court to

remark in a recent decision, that "an accurate knowledge of our statute law has become almost impossible."

#### INDUSTRIAL STATISTICS.

The statistics compiled from the census recently taken, and given in the report of the Secretary of State, show a rapid increase in wealth and population. In 1860 the population of the State was 775,881. It is now 1,055,559, a gain of 36 per cent. The increase of manufactures has more than kept pace with the increase of population, as shown by the following statement:

	1860.	1870.	Increase.	Inc. per ct.
No. of establishments .....	3,063	7,136	4,072	1 32
No. of hands employed .....	15,414	39,055	23,641	1 53
Value of products .....	\$27,849,487	\$85,624,966	\$57,775,499	2 07

The number of acres of improved lands, which in 1859 was 3,746,167, has increased to 5,795,538, nearly 55 per cent.

In 1859, 15,637,458 bushels of wheat were produced. The yield of 1869 was 25,323,647 bushels, a gain of nearly 62 per cent. The other grains grown in 1859 amounted to 20,323,647 bushels, in 1869, to 37,739,067 bushels.

The present indications point to a more rapid growth in the immediate future than in the several years past. The increasing demand for public lands, the projecting of numerous railways through portions of the State now comparatively thinly settled, the constantly increasing volume of immigration, the tide of manufacturing capital now flowing westward and seeking investment in favorable localities, all give promise that the decade upon which we have entered will be marked by an activity and prosperity beyond all our past experience.

The State and County Agricultural, and the State Horticultural Societies, continue to be actively useful as aids to our industrial prosperity; in disseminating practical knowledge among

the people. They are worthy of such encouragement and support as the State can properly give.

#### GEOLOGICAL SURVEY.

Under the provisions of chapter 137, general laws of 1870, I appointed John Murrish, Esq., to survey the lead district, make maps, and collect specimens illustrating the same. He has, I believe, faithfully discharged the duty, and his detailed report is herewith submitted for your information. I call your special attention to the necessity for such reasonable encouragement as you can properly give to stimulate our mining interests.

I have heretofore recommended that provision be made for a thorough geological survey of the whole State. Time strengthens my conviction that it is unwise economy to withhold the little that is necessary to thoroughly explore our vast natural resources, and give to the world a full, scientific account of their nature and extent. Such an advertisement of our hidden wealth cannot fail to bring to the State millions of capital for investment, and, by the creation of new industries, to open up on every hand other avenues to prosperity.

#### REFORM SCHOOL.

There is no school in the State doing more good than the Reform School at Waukesha. It is admirably managed in every respect. I regard it as among the most important of our institutions, and believe that it should be afforded every facility for the proper care and education of all who may be committed to its charge. The trustees report that another family building is necessary, the cost of which will be \$16,000. They now have an opportunity to purchase a tract of land adjacent to the premises which is much needed, and as the opportunity will not occur again to purchase the same on favorable terms, an appropriation of \$4,000 should be made for the purpose. Whole number of pupils in attendance during the past year, 293; number October 1, 1870, 206; amount ex-



pended for the support of the school during the past year \$32,103.04. The new building for work shops has been erected in a substantial manner at a cost of about \$17,000.00; the appropriation being only \$12,000.00. The current expenses of 1871 are estimated at \$32,000.00—to pay deficiency for 1870, \$6,228. The last legislature having by law prohibited the commitment of girls to this school, the question now arises for your consideration, what shall be done with that class of girls who ought to have the benefit of the restraining influences of such an institution? Can we afford to neglect them, and allow them to grow up to be a curse to themselves and society? Ought not the State to make every effort to save them from becoming vagabonds, and lead them to lives of usefulness? It is not what these children are now which we have cause to fear, but what they are certain to become if not properly protected. I commend this subject to your earnest attention, as one of the most important you will have before you for consideration.

#### STATE PRISON.

On the second of May last the workshops of the State Prison were destroyed by fire. Immediately after the disaster the commissioner commenced making arrangements to rebuild. The sum of money appropriated by the last Legislature was not sufficient to defray the expense. To call the Legislature together in extra session would have involved a large expenditure of money, and unnecessarily subjected the members to great inconvenience; therefore, in view of the fact that six banks in the State generously offered to advance to the Commissioner \$30,000, and that a large portion of the machinery and material for rebuilding was offered upon credit and favorable terms, it was wisely determined by Lieutenant-Governor Pound, who at that time was acting Governor, not to call an extra session. The banks referred to are the National Exchange Bank, of Milwaukee; The Milwaukee National Bank of Wisconsin, The Wisconsin Marine and Fire Insurance Co. Bank, The State Bank, of Madison, The First Na-

tional Bank of Madison, and the Bank of Madison. Each have honored the draft of the Commissioner for \$5,000. The new building is well constructed, substantial and practically fire-proof. The machinery is of the most approved kind, and the whole establishment has been so arranged as to be one of the most convenient and economical chair factories in the country. It is believed that the same number of men can turn out nearly double the number of chairs that could be made with the conveniences and machinery of the shop destroyed. If that proves to be true, the fire will have been an advantage instead of a disaster. The total loss by the fire was about \$70,000. The Commissioner asks an appropriation of \$83,000 for current expense account, and for payment of debt and purchase of stock, \$55,000. I believe this will be the last large appropriation which will ever be required for that institution. If nothing unforeseen occurs it will be nearly, if not quite, self-supporting. Its affairs are ably administered by Commissioner Wheeler, and his report is very complete in all its details. On the first of this month there were 217 convicts in this prison.

#### CHARITABLE INSTITUTIONS.

From the reports of the various boards of trustees having charge of the State charitable institutions, and from a personal inspection of each of them, I feel warranted in asserting that they are all in excellent condition; that the officers are laboring faithfully and efficiently for the good of those whose care devolves upon them, and that the results attained compare more than favorably with those of other like institutions throughout the Union.

One hundred and forty-four pupils receive instruction at the Institute for the Education of the Deaf and Dumb during the past year. One hundred and twenty-two were present at the close of the year, being twenty-four more than ever before at one time. Total expenditures, including all repairs and improvements, \$28,884 98. Estimated expenditures for 1871,

including extensive repairs and permanent improvements, \$88,864 00.

The disbursements for the support of the Institute for the Education of the Blind amounted to \$19,722 40. For the completion of the new building, \$22,158 45. The total cost of the whole structure has been about \$155,655 00. It is in every respect suitable for the purposes for which it was erected, and will probably afford ample room for the accommodation of the school for the next twenty years. Sixty-four pupils received instruction during the past year. Estimated expenditures for current expenses this year, \$18,000 00, and for payment of indebtedness, lighting apparatus, school apparatus and steam pump an appropriation of \$6,973 50 is asked for. Both of these schools give excellent instruction.

The Soldiers' Orphans' Home school has fully maintained its creditable standard during the year. The children have been well cared for in all respects. Those in charge have endeavored to give them a *home* in fact, as well as in name, and have succeeded admirably. Nor is this home given to them as a charity, but as a portion of the great debt due them from the people. The children are making the most of their opportunities, and will bring no discredit upon the State when they shall have gone forth into the world to care for themselves. Whole number of pupils in attendance during the year, 881. Amount expended for their support, \$41,877 40. Current expenses for 1871 are estimated at \$40,000 00.

Six pupils from the Home are attending the State Normal School at Whitewater, fitting themselves to become teachers. I recommend that a larger number be allowed this privilege.

The trustees of the Hospital for the Insane, report the institution not only out of debt at the close of the last fiscal year, but with funds on hand sufficient to defray all expenses of the first quarter of the present. Valuable improvements have been made, additional farm lands have been purchased and the whole property is in excellent condition. The only

objection to the site is about to be removed by the establishment of a station within half a mile of the building, on the Baraboo and Madison railroad. The farm gave a clear profit of \$5,285.74 during the last year. Whole number of patients treated during the year 532. Average number 360. Current expenses for the year \$30,518.37. Expended for permanent improvements \$7,844.94. Since the Hospital was first established there has been expended by the State for land, buildings, and permanent improvements, \$432,310.05. There has been expended for the treatment and support of the insane inmates, including ordinary repairs of buildings and furniture, \$445,123.74. The current expenses for this year are estimated at \$75,000.00, and \$17,200.00 are reported to be required for additional improvements and clothing for poor inmates.

Pursuant to the act passed by the last legislature I appointed Wyman Spooner, H. H. Giles, E. W. Young, H. N. Smith, Parlan Semple and J. T. Kingston, commissioners to act with Dr. A. S. McDill, superintendent of the hospital at Madison, in selecting a site for an additional institution for the insane. An eligible location was made in the town of Oshkosh, on the banks of Lake Winnebago, where a tract of land, containing three hundred and thirty-seven 66-100 acres was purchased by the commissioners for \$10,000. This sum has been paid, and the land duly conveyed to the State. Immediately after the location was completed, I appointed E. M. Danforth, A. M. Skeels and D. W. Maxon, building commissioners. They have adopted plans and advertised for proposals to erect such portion of the building as the present law provides for.

The necessity for more accommodations for the insane becomes every day more apparent, and it is the duty of the State to provide without delay for the proper care of at least five hundred of these unfortunates who are now penned up in our jails, poor-houses and private dwellings. The additional hospital should be completed as soon as possible. When this is

done, and the present hospital enlarged to the size originally contemplated, by the addition of two wings, we shall have hardly sufficient room to receive all who require hospital treatment. I know that I am recommending the immediate expenditure of much money, but, gentlemen, I cannot forget that there are hundreds of insane persons suffering for want of these hospitals. No one can visit our jails, poor-houses, or dwelling houses, where insane persons are confined, and see how much their misery is aggravated by the want of proper care, without being convinced that the State ought to act promptly and liberally in this matter. The insane can be properly treated only in institutions designed for that purpose. These cannot be provided by counties or cities. Justice and economy alike dictate that the State should establish and maintain them, and humanity protests against delay in so doing.

I have heretofore recommended the founding of a state school for the education of feeble-minded children. The experience of other states where they are in operation has shown that such schools are nearly, if not quite, as beneficial in their results as those established for the education of the deaf and dumb, or the blind. The education of this class of unfortunates, the highest possible development of their feeble faculties, is due them from the state. Nor should it be regarded as a charity, to be grudgingly bestowed, but a duty, to be cheerfully performed. In changing their lives from a curse to a blessing; in reclaiming them from a life of abject wretchedness; in saving them from sinking, with advancing years into hopeless idiocy, society will reap the highest reward for the performance of a sacred duty. I bespeak for these children your earnest, practical sympathy. In a few years the property in Madison now occupied for the Orphans' Home will be available for the accommodation of this school. If it shall be established immediately, only temporary arrangements will be required.

Senators M. H. Pettit, E. S. Miner and S. D. Burchard, and

Assemblymen Matthew Keenan, Willard Merrill, G. C. Swayne, G. T. Thorn, W. P. Rounds and H. A. Chase were appointed members of the visiting committee of the state. They have made a very thorough examination of the affairs of the state penal and charitable institutions, and visited the charitable institutions of the city of Milwaukee. Their report will be laid before you at an early day.

I again submit for your consideration the policy of reducing the number of each board of trustees having charge of our benevolent institutions to five, and that there be established a State Board of Charities, which shall have the general oversight of them all, and over the Reform School, and the county jails and poor-houses, with full authority to enter and examine into their general management, at all times, and to be required to report to the State annually. I am fully convinced that such a board will be of very great practical benefit to the State, and of much assistance to the trustees having immediate control of the institutions. Such has been the experience of every state which has organized such a body. This change will tend to secure the greatest possible economy, uniformity and progress in the management of the interests thus placed under supervision.

#### EDUCATIONAL.

It is a source of real pleasure that I am able to say to you that our system of education continues to meet with the hearty approval of the great mass of the people. The common schools have been well sustained during the past year, and are steadily drawing nearer that state of perfection which it should be our aim to have them attain. For this we are indebted, in a great measure, to the teachers. They manifest a zeal in their labors, an appreciation of the responsibilities of their high calling, and an emulation to excel, that merits the warmest commendation. The district and graded schools should be the best in the State, and I hope to see them reach this point of excellence at no distant day. The State author-

ities, by judicious encouragement, can do much to hasten this consummation.

Notwithstanding the satisfaction we may feel in view of the success of our common schools, the fact that over fifty thousand children do not attend school in the State stands forth a warning to the people that fifty thousand children are growing up in their midst to be men and women who are not fitting themselves to become intelligent, useful citizens. Too many of them will, in consequence of their ignorance, be vagabonds, fitted only for prisons, brothels, and poor-houses. Firmly believing that this source of future danger to the State should be removed, and that no parent has a right to thus rear a child, I renew the recommendation presented in the last annual message, for the enactment of such a law as will compel each child in the State of proper age, under ordinary circumstances, to attend school a given number of months each year, for a reasonable number of years.

From the report of the Superintendent of Public Instruction, I learn that the—

Number of children over four and under twenty years of age is.....	412,481
Number that attended school during the past year.....	264,525
Number of school districts in the State.....	4,802
Number of teachers required to teach the schools.....	5,661
Amount expended for public educational purposes.....	<u>\$2,094,160</u>

There was apportioned, during the year, to the school districts from the school fund income \$159,271.38.

The State normal schools at Whitewater and Platteville have thus far fully satisfied the expectations of the people. They are doing the work for which they were established in such manner as to reflect great credit upon the gentlemen having them in charge. The school building at Oshkosh has been completed, and is a structure of which the State may be proud. It has cost \$44,271.45. The Regents will put this school in operation this year, as soon as the income of the normal school fund shall be sufficient to pay the annual expense thereof. It will be several years before the income of the fund will sup-

port the fourth school; hence it is not probable that another school building will be erected at a very early day.

Total productive normal school fund.....	\$671,802 49
Increase of productive fund during the past year.....	82,860 50
Receipts of the normal school fund income during the past year.....	52,121 91
Balance in the income fund September 30, 1870.....	17,588 09

There are now held by the State for sale 899,150 acres of land belonging to the normal school fund.

It is gratifying to learn from the Regents' report that another year of continued success and substantial progress has rewarded the labors of those in charge of the State University. The average attendance has materially increased, although somewhat hindered here, as in other institutions, by the stringency of the times. The standard of education is constantly rising higher, and in the direction of scientific studies. The faculty are efficient in the discharge of their duties, and zealous to increase the usefulness of the University and extend its beneficent influences. The withdrawal of President Chadbourne from the University is a source of deep regret to those who know him and appreciate his eminent fitness for the high position he so ably filled. But the friends of the University may congratulate themselves that its control has devolved upon one in every way so worthy and qualified to assume the responsibility as the Vice President, Professor Sterling, who commands in a high degree the confidence of all.

The chair of Geology, Mining and Metallurgy has been created during the present year. The Law Department is unusually prosperous and affords facilities for the study of law second to none in the west. The Female College building is in process of erection and will be ready for occupancy this year. The Regents assure us they shall do all in their power to provide for ladies the same facilities for college education that are enjoyed by gentlemen. This policy, wise because just, should never be departed from. The building for military drill and gymnastic exercises has been completed, and is well adapted to the purposes for which it was designed.



To ensure continued and increasing prosperity to the University, it is only necessary that the State continues to take a friendly interest in its welfare, giving to those in charge such cheer and encouragement as devotion to a high and laborious trust always deserves. It has already taken a place among the best colleges in the country. Now their equal in merit, I predict that in a few years it will be their equal in prestige and attendance.

Total productive University Fund.....	\$203,866 14
Total productive Agricultural College Fund .....	159,846 20
Receipts of the University Fund Income.....	29,936 52
Receipts of the Agricultural College Fund Income .....	11,377 01
Disbursements University Fund Income.....	30,947 14
Disbursements for Experimental Farm.....	3,200 00
Number of acres of University lands remaining unsold .....	10,440
Number of acres of Agricultural College lands remaining unsold...	105,379

In the death of Alexander J. Craig, late Superintendent of Public Instruction, who died July 3, 1870, the State has sustained a great loss. Ardently devoted to the improvement of our educational system he labored to that end with a zeal beyond his strength to the last day of his life. The results of his works testify to the energy and ability with which his arduous duties were performed.

#### IMMIGRATION.

The State Board of Immigration has continued its labors during the past year. Twenty-four thousand pamphlets have been issued, in various languages, for distribution. Agents have been employed at Milwaukee and Chicago to give information regarding our State to such as desire it, and to afford to all immigrants passing through such assistance as they could. The agents report that 17,864 immigrants, arriving at those cities, have located within the State during the year. Besides these, a large number have come into the State by other routes. There was expended by the Board during 1870, \$1,043 83. All that was possible with that sum has, I believe, been accomplished, and the results are such as to warrant greater efforts in the same direction. I am convinced that more can

be accomplished by giving the whole charge of this interest to one person, who will devote his entire time to it. The expense need not greatly exceed the present expenditures, while the results will be vastly greater. I therefore recommend that the office of Commissioner of Immigration be established.

My attention having been frequently called to the fact that immigrants, in many cases, were subject to abuse, extortion, neglect and fraud while on their passage to, and upon their arrival at eastern ports, I joined with the Executives of several of the Western and Northwestern States in calling a National Immigration Convention, which was held at Indianapolis, Indiana, on the 23d day of last November. It was composed of prominent gentlemen from almost every portion of the Union, twenty-two States and two territories being represented, and all the questions relating to the welfare of the immigrant were fully considered and discussed by men who have given the subject much earnest attention. I herewith submit for your consideration an official report of the resolutions adopted. In the conclusions therein expressed, favoring the establishment of a Federal Bureau of Immigration, to be entrusted with the sole charge of protecting from fraud and abuse, while in transit to their destination, those who come from Europe to find homes in this country, I fully concur. It is manifestly for the interest of the whole country, and more especially the West, that every hindrance to immigration be removed. The fear of being subjected to wrongs and annoyances while traveling through a strange land, is, I am assured, potent to deter many thousands of people of the old world from seeking homes among us. By removing all grounds for such fear, by assuring the immigrant that he will be protected and his reasonable comfort secured in every stage of his tedious journey, we shall largely swell the volume of immigration now pouring upon our shores. I know of no better way to convey this assurance, and make sure such protection, and correct the evils which now exist, than to carry into effect the plan proposed by the convention.

## INDIANS.

The northwestern part of this State is infested by roving bands of Indians, who ought to be removed and placed upon reservations. It is decidedly best for both races that this should be done at an early day, as they are a constant annoyance to the white settlers. An appropriation was made by the present Congress to defray the expense of such removal, but no steps have been taken therefor. The attention of Congress should again be called to the subject.

## FOX AND WISCONSIN RIVER IMPROVEMENT.

We have now a reasonable certainty that the improvement of the Fox and Wisconsin rivers, so as to give to the people a great national water highway between the lakes and the Mississippi river, will be undertaken by the general government. An act of Congress, passed at the last session, provides for ascertaining by arbitration the sum which ought in justice to be paid to the Green Bay and Mississippi Canal Company for its property, rights and franchises, and authorizes the Secretary of War to adopt for the improvement of the navigation of the Wisconsin river such plan as may be recommended by the chief of the Bureau of Engineers. The act also requires that the canal company shall file with the Secretary of War an agreement, in writing, whereby it shall agree to grant and convey to the United States its property and franchises upon the terms awarded by the arbitrators, and provides that no money shall be expended on the improvement of these rivers until such agreement shall be filed. On the 25th day of October last I was verbally notified by the vice-president of the canal company that such an agreement had been forwarded to Washington. By letter received November 17th last, I was informed by the Secretary of War that he had appointed William Larabee, of Clermont, Iowa, arbitrator on the part of the government. On the 23d day of the same month I received a communication from the secretary, conveying the information that

the agreement filed by the company was, upon further examination, found to be unsatisfactory to the war department; that it had been returned, and the appointment of Mr. Larabee recalled. Thus the matter stood until the 3d day of this month, when I received the following letter from the president of the company:

"NEW YORK, Dec. 29, 1870.

"SIR: This company will file an unconditional agreement under the late act of Congress relating to the Fox and Wisconsin rivers.

"The agreement which was filed in the office of the Secretary of War on the 27th October 1870, was, on the 19th November, 1870, returned as being conditional and consequently not satisfactory to the Department.

"Very respectfully yours,

"SAMUEL MARSH, *President*."

I had hoped to be able to communicate the fact that a satisfactory agreement had been received by the War Department. I do not doubt that it has been, as on the 9th inst., I received the following telegram from the President of the company: "Have mailed to Secretary of War unconditional agreement, duly executed."

An appropriation of \$100,000 was made by Congress at the last session, for the improvement of the Wisconsin river, but no portion of it has been expended because of the delay in filing the agreement referred to. With the requirements of the law satisfied in that regard, it is hoped that another and larger appropriation will be granted by Congress, and that the work on the river will be vigorously prosecuted during the coming spring.

Regarding the improvement of these rivers among the most important national works contemplated, I shall in the future as in the past, devote all the time and labor necessary to its furtherance, and it will be a source of life long satisfaction to

me if I can, even in a small degree, be instrumental in hastening it to completion.

#### RAILROADS.

The lines now constructing and those projected, with prospect of early completion, will soon afford to the larger portion of the State ample railroad facilities. The roads from Madison to Portage; and from Eagle to Elkhorn, have been completed during the year. Work on the Baraboo Air Line from Madison northwesterly, is being pushed energetically forward. The Green Bay and Lake Pepin road is in process of construction from Green Bay to New London. The West Wisconsin road has 115 miles completed, and will undoubtedly be finished to the city of Hudson early the coming summer. The Milwaukee and Northern Railroad is open to Cedarburg, and another section will be completed during the present year. The Portage, Winnebago and Lake Superior Land Grant road is in the possession of men of energy and business capacity, and, I am informed, will be commenced immediately and built as rapidly as possible. The road from Oshkosh to Ripon will in all probability be constructed this year. Work on the Northern Pacific has begun in earnest. This enterprise is one of vast importance to the whole country, and of much prospective benefit to Wisconsin.

The land grants made by Congress in 1856 and 1864 to aid in the construction of a railroad from Lake St. Croix to Superior and Bayfield, expired by the terms thereof, in May, 1869. The failure of Congress to renew these grants has caused great disappointment to thousands of settlers in the northwestern portion of the State. If Congress finally refuses such renewal, great injustice will thereby be done to these settlers, and to Wisconsin. Thousands of people, years ago, settled along the lines of these contemplated roads upon the faith of these grants. They have purchased several hundred thousand acres of the reserved land, paying the government double price therefor in consideration of the grant, thus reim-

bursing the government for a large portion of the granted lands. To snatch from them the benefits of a grant for which they have paid the government, because of delays for which they are in no wise responsible; to withhold these grants just at the time when their renewal will ensure the speedy building of the roads, will be an act of injustice and impolicy which I do not believe Congress will commit. Deeming these roads of the utmost importance to Wisconsin, and that the renewal of the grants was due to our people, I have felt it to be my duty to use every proper effort to secure the assent of Congress thereto; and I shall not relax my efforts to aid in the development of that portion of the State most interested in this enterprise, nor in giving every possible encouragement to all other schemes of internal improvement which will add to the prosperity and resources of the commonwealth.

These railroad lands have been for nearly two years under the charge of the State for protection against trespassers. Gen. Samuel Harriman has, during that time, been the agent of the State to discharge this duty. He has caused to be collected for stumpage by R. D. Pike, agent of the Bayfield land office, \$15,725; by the United States marshal, \$7,885, and has collected himself and paid into the State treasury \$14,176.18. Total amount collected, \$67,786.18. The sum paid into the state treasury, less expenses incurred, will be held by the State in trust for the parties who may construct the contemplated roads. The agent is confident that he shall succeed in preventing further depredations.

#### POSTAL TELEGRAPH.

The Legislature, at its last session requested the Senators and Members in Congress from Wisconsin to use their most efficient efforts to procure at an early day, the passage of a law making provision for connecting with, and adding to, the present post office facilities, a complete system of telegraphy, so as to bring within the reach of the great mass of the people

this most desirable means of communication. I call attention to this subject in the belief that you will, after full consideration, reiterate the request of your predecessors.

#### SOLDIERS' CEMETERIES.

I herewith submit a communication from the Secretary of War, asking the consent of the State to the purchase, by the United States, of the Soldiers' Cemetery at Madison. The burial places of our patriot-dead are sacred to the people of this country, and will so remain until the last spark of patriotism shall have died. Nor will the people consent that the remains of those who died in the defense of the Union shall ever be disturbed to suit the convenience of those who sought with bloody hands to destroy our free institutions. No insult could have been offered to the loyal people of the country more cruel than was embodied in the resolutions of a United States Senator, recently offered with a view to the removal of the remains of the soldiers now buried on Arlington Heights, near Washington. The United States Senate has the hearty thanks of all who love the cause for which those soldiers died, but more especially, of the surviving comrades of those who sleep in these consecrated graves, for its indignant refusal to receive and consider such an infamous resolution.

#### NATIONAL.

The peace and prosperity which reigns throughout the United States, the vigor and honesty displayed in the management of the national finances, the steady reduction of the national debt on the one hand, and of the taxes on the other, all testify to the wisdom and efficiency of the present Federal administration. That the same general policy, so salutary in its results, and so generally approved by the people, will be pursued in the future we have the assurance of the President, and another year will find us with our financial affairs in still better condition, and our credit in the money markets of the world equal to that of any other nation.

While our peace is so profound, and its prospects of continuance so fair, while the fiscal system of the government is so satisfactory, it is a fitting time to scrutinize our governmental machinery in every part, to eradicate every abuse, and remove therefrom every element of weakness. A large portion of the people have come to realize the great and wide spreading evils which flow from our present civil service system, and there is a general desire among men of every shade of political belief for a radical reform therein. Such change is desired as will remove the patronage of the government from the partizan contests of the people, as will permit subordinate appointments in the civil service only for demonstrated fitness, and make the tenure of office to depend upon zeal and fidelity in the service of the government rather than party or individuals; such change as will relieve the President, cabinet officers, senators and members of Congress from the constant drudgery of distributing this patronage—leaving them untrammelled to consider only those matters which concern the statesman. I share in this desire, because I recognize in our present manner of dispensing Federal patronage the most demoralizing element in our political system. These evils have grown to their present magnitude gradually, through many years. No party nor class of men are responsible for them, but our generation will justly be held responsible for their continuance if fully aware of the evil, and realizing the danger, we do not improve our opportunity to make the reform which the safety of the nation demands. Fully assured that the people of this State are in accord with these sentiments, I recommend that you present a memorial to Congress asking for the enactment of such laws as will effect the desired change.

#### CONCLUSION.

I have thus given you a brief statement of the condition of the State. To your care her interests are now committed. The office of a legislator is one of the greatest responsibility.



The powers conferred upon you are the highest which can be exercised under our constitution. The other departments of the government are mainly but ministers of your will ; they but walk in the paths your wisdom marks out for them. Upon your action depends, in a great degree, the public welfare. Your duties are arduous, and their results far-reaching. I share with your constituents the desire that your session may be harmonious, and that discarding all matters of merely private and local interest, your deliberations shall be directed to measures of general concern, tending to advance the honor of Wisconsin and the prosperity of her people.

LUCIUS FAIRCHILD.

EXECUTIVE CHAMBER, January 12, 1871.

DOCUMENTS ACCOMPANYING  
**GOVERNOR'S MESSAGE.**

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The following are the documents referred to in the governor's message:

**IMMIGRATION CONVENTION.**

INDIANAPOLIS, December 9, 1870.

GOVERNOR—I have the honor to transmit to you, and through you to the honorable the senate and house of representatives of Wisconsin, certified copies of the preamble and resolutions adopted by the “National Immigration Convention” assembled at Indianapolis on the 23d of November last.

I am directed by the executive committee of that convention to ask your most careful consideration of the spirit and intent of these resolutions, with the hope that the unqualified sanction of the people of Wisconsin may be accorded, and in such manner as shall secure the earnest co-operation of her senators and representatives in securing the enactment of such laws as will afford to the immigrant, while in transitu, the National Protection he is justly entitled to receive.

I am, sir, your obedient servant,

JOHN S. LOOMIS,

*Sec'y National Immigration Convention.*

To His Excellency,

LUCIUS FAIRCHILD,

*Governor of Wisconsin.*

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**NATIONAL IMMIGRATION CONVENTION.**

ROOMS OF THE EXECUTIVE COMMITTEE,

CHICAGO, ILL., Dec. 10, 1870.

The “National Immigration Convention,” called by the Governors of the northwestern and western States, met at Indianapolis, Indiana, on the 23d day of November last. There were twenty-two

3—App. Ass. Jour.

States and two Territories fully and ably represented at the Convention.

The following preamble and resolutions were adopted by the Convention :

#### REPORT OF THE COMMITTEE ON RESOLUTIONS.

The committee on resolutions respectfully submit the following report, as substantially embracing the predominant sentiment of the members of the "Immigration Convention," as contained in the resolution referred to us for consideration.

It must be manifest to all who have heard the deliberations and discussions of the convention, that justice, patriotism and philanthropy demand the immediate interposition of enlightened public sentiment and law for the protection of the rights and interests of the people of other lands, who are annually leaving their native countries and coming to our great national home of freedom. That great and grievous wrongs have been perpetrated, cannot be doubted; and it is equally clear that full and efficient remedies for existing evils ought to be supplied.

The important question to be solved is : What source or department of power can afford an adequate remedy? It is believed to be the judgment of this Convention, as indicated by the resolutions introduced and referred to the committee, that upon our National Government is devolved the duty and responsibility of controlling jointly with other governments the embarkation and transit of emigrants, and co-operatively with auxiliary institutions in controlling the debarkation and protection of the emigrants, in obtaining a permanent home in the place of their choice in the land of their adoption.

This is eminently a question of national importance, as upon the proper protection, care and culture of this class of population largely depend not only on their progress and prosperity, but also the fullest development of the resources of our country, and the permanency and perpetuity of our Republican principles and institutions. The committee therefore present the following resolutions as containing briefly but substantially, the views of this convention:

1. *Resolved*, That additional legislation and a more rigid enforcement of existing laws on the subject of immigration are necessary to prevent actual abuses and frauds, and protect the true interests of the emigrant on his arrival and while in transit to his destination in this country, and that for the accomplishment of this purpose, in the opinion of this convention, appropriate legislation is imperatively demanded of the Federal government.

*Resolved*, That the President of the United States be respectfully requested to open negotiations with countries from which persons emigrate to this country, so as to secure a joint jurisdiction on emigrant ships for the protection of emigrants against abuse and fraud, and that a copy of this resolution be transmitted to the

President of the United States, and to the congress of the United States.

2. *Resolved*, That this Convention unqualifiedly condemns all schemes, combinations and monopolies oppressive to emigrants, by which they are deprived of the proper and usual facilities for cheap and safe transportation, and by which various impositions are practiced upon their indigent and dependent condition.

4. *Resolved*, That in the opinion of this Convention, a "Bureau of Immigration" should be established under the auspices of the Federal Government.

5. *Resolved*, That a committee of one from each State and Territory represented in this convention, be appointed to memorialize Congress for such legislation as will most fully accomplish the views expressed in the foregoing resolutions.

6. *Resolved*, That all capitation taxes collected from emigrants, whether imposed directly or indirectly, with or without color of law, are odious and unjust, and ought to be abolished.

(Signed,)

SAM'L. GALLOWAY, of Ohio.

ALLEN C. FULLER, of Illinois.

J. H. NOTEWARE, of Nebraska.

A. T. SHAW, of Tennessee.

CHAS. W. MURTFELDT, of Missouri.

JAMES M. HARVEY, of Kansas.

EDWARD M. McCOOK, of Colorado.

SAMUEL MERRILL, of Iowa.

Official.

JOHN L. LOOMIS, *Secretary*.

#### WAR DEPARTMENT,

WASHINGTON, D. C., August 10th, 1870.

*To the Governor of the State of Wisconsin, Madison, Wis. :*

SIR: In compliance with section 2 of the act entitled "An act to amend an act entitled an act to establish and to protect national cemeteries," approved July 1st, 1870, requiring me to do so, I have the honor to enclose a copy of the act referred to, with the request that you make application to the legislature of your State for its consent to the purchase by the United States of the national soldiers' cemetery at Madison, (Forest Hill,) Wis.

I am, Governor,

Very respectfully, your obedient servant,

WM. W. BELKNAP,

Secretary of War.

## [PUBLIC—No. 131.]

AN ACT to amend an act entitled "An act to establish and protect national cemeteries."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That from the time any state legislature shall have given, or shall hereafter give, the consent of such state to the purchase by the United States of any national cemetery mentioned in the act entitled "An act to establish and protect national cemeteries," approved February twenty-second, eighteen hundred and sixty-seven, the jurisdiction and power of legislation of the United State over such cemetery shall in all courts and places be held to be the same as is granted by section eight, article one, of the constitution of the United States; and all the provisions of said act of February twenty-second, eighteen hundred and sixty-seven, shall be applicable to the same.

Sec. 2. *And be it further enacted,* That it shall be the duty of the Secretary of War to cause copies of this present act to be sent to the governors of all such states wherein any of such national cemeteries may be situated, to the end that the legislatures of such states may give the consent herein mentioned.

Approved, July 1, 1870.

## TESTIMONY

TAKEN BEFORE THE

## COMMITTEE ON LUMBER AND MANUFACTURES,

ON THE BILL

*"To incorporate the Chippewa River Improvement and Booming Company,"*

INTRODUCED BY HENRY COUSINS IN THE ASSEMBLY JAN. 12, 1871.

TUESDAY, FEBRUARY 7, 1871.

DANIEL SHAW, being sworn.

I reside at West Eau Claire, lived there fourteen years, am acquainted with the Chippewa river above and below Eau Claire; my occupation is the lumber business; am familiar with logging in the Chippewa pineries; am acquainted as far up as township thirty-seven, one hundred and twenty-five miles north of Eau Claire by river; have had charge of driving logs to some extent; it is eighteen miles from Eau Claire to Chippewa Falls by river, and eleven by land; can run rafts of boards from "Jims Falls," sixteen or seventeen miles above Chippewa Falls by river, and twelve by land; "Jims Falls," have thirty feet fall in about two hundred rods, and are not susceptible of being run by rafts.

The lower belt or southern extremity of pine commences at Jims Falls, and extends northward eighty-five miles. It is estimated there are a million and a quarter acres of pine lands on the Chippewa averaging about six thousand feet to the acre. The main difficulty in handling logs in the region of the manufactories, is the want of boomage. During every big flood on the Chippewa, there have been more or less losses; I should think a loss of ten to twenty per cent. of logs for want of a place to hold them. The Chippewa is liable to heavy and sudden rises; I have thought it very important to have some better place to control logs; I understand the bill before this committee and the objects proposed to be accomplished by it; I think this would accomplish its object and secure safe driving, assorting and holding of logs.

The map presented represents substantially the shape of the river. The proposed boomage would store 100 million of logs, and with side booms, made possible by slack water from the dam, it would be sufficient to store 100 millions more. I know of no other means to hold the logs than to slacken or deaden the water by dam. The current is rapid at this point of the Dells; it requires a fair stage of water to run logs. This place of the contemplated improvement is the most favorable place to hold logs between Chippewa Falls and the Mississippi river. The Dells bottom is rock, with high rock shores.

Eau Claire is the substantial head of steamboat navigation; steamboats go up to Chippewa Falls occasionally. It can't be run by steamboats in low water. There is another place about as bad a few miles above. I should think this improvement would help steamboat navigation very much. I never heard of steamboats running over the Dells in high water, and only in medium water. I heard there were five trips made by steamboats up the Dells last summer and one unable to go up.

We want a reservoir and flood dams about a hundred miles above Chippewa Falls, where the lakes are. There should be large dams and gate ways to let off water when necessary. We regard this upper improvement as a part of the Dells scheme.

There should also be another dam, or middle dam, above "Jim's Falls," to stop everything on the river, the ice, the logs, etc. This dam will make slack water, not a jam, and let out logs as wanted below, five or ten million a day. There is a good place for this middle dam, about sixteen miles, straight line, above "Jim's Falls," called Little Falls. I think the assorting booms should be placed in this middle pond made by the dam. This dam don't contemplate holding logs after the river falls. I think with it, a rise could be made sufficient to drive logs over Chippewa Falls at most times. This dam is not meant to detain logs, but to be used for the purpose of sorting them. I think the middle works should be constructed first. Logs jam up on "Jim's Falls," as on any other falls, but do not jam in high water.

I think these improvements would very materially advance the prices of lands above, by making logs secure and holding them till you wanted them; I meant to say before, that ten to twenty per cent. of logs go past and are scattered below Eau Claire; I think we have lost twenty five per cent. of our logs, above and below, by not having sufficient works for holding and driving logs.

In consequence of not having these conveniences for holding logs, we have had a system of exchanges; that is, we saw each others logs and then account for them to each other. Out of thirteen millions of logs sawed at our mill only five millions were of our own mark; we paid for nineteen millions of new logs and had two millions of old, making twenty-one millions in all; we sawed and had others saw for us thirteen millions. That is about the way it runs with us every year. The high water of last summer cleared

out many of the booms about Eau Claire; their booms were emptied above Eau Claire. The same thing has occurred four or five times since I have been at Eau Claire. Eighteen or nineteen millions went by and were lost and scattered between Durand and Eau Claire in the freshet of 1866. Logs were then worth \$10 in our boom, and \$20 a thousand sawed and in rafts; we sold these logs that went below for \$4 50 a thousand. There is no other means that I know of to control logs on the Chippewa except by deadening the water; I think the great body of water and logs breaking away from above broke the booms below.

*Cross-examination.*—I have resided at West Eau Claire fourteen years, in the lumber business. There are about ten mills on the Chippewa at or near Eau Claire. The Eau Claire mill, on the Eau Claire, near the Chippewa, got out about fifty millions of logs last season. Their average manufacture is about forty millions; it was fifty millions last year. These upper and middle works proposed are considered important by all Chippewa lumbermen. The only controversy is about this lower dam at the Dells; I think a great portion of those logs lost would have been saved if the upper works had been made. (The witness here explained how logs were secured at the booms above and below Eau Claire on the river.) The present boomage, in and about Eau Claire, will hold twenty millions; the lake boom, which connects with our mill alone, will hold thirty or forty millions more; including the lake boom, there is boomage ground enough on the Chippewa to accommodate the mills at Eau Claire; there can be little, or no more safe booms along the river near Eau Claire; there is no more suitable territory for these booms; about forty millions of the logs, sawed at our mills last year, came down the Chippewa, and ten millions down the Eau Claire; we could fill our booms from the works proposed above, in suitable water; they would help us; about fifty millions are rafted yearly and run down from above Eau Claire; the river is good for rafting about two-thirds of the season.

I am not familiar with running rafts over dams; the improvements proposed would slacken the water above the dells; but the "cut-off" proposed would make it up; I am familiar with the currents of the river; the "cut-off" is to be made to afford free passage for lumber; the current is nearest the right at the place for the cut-off; I think a dam sixteen to twenty feet high at the foot of the dells would make the proper slack wafer; I think these improvements would help the mills above to run rafts in low water; they are often troubled with low water below Eau Claire; for several weeks there were no rafts run past Eau Claire last season; there was no time last summer they did not run rafts below Eau Claire; water is two or three feet on the dells at a common stage of water; rafts were hung up and strung along the dells for a number of weeks last summer; have seen them strung all way down the Chippewa; Porter's mill is three miles or more below



Eau Claire ; these improvements would help his mill, and the others near him.

The middle works would protract the log-driving one month ; there are about four millions of boomage below Eau Claire, and ten millions below the proposed dam ; this improvement would let them have logs when they want them ; this improvement is wanted for storage room for mills near Eau Claire ; we want the upper works to accommodate everybody ; this boomage will encourage manufacturers at and about Eau Claire.

FEBRUARY 8, 1871.

WM. WILSON being sworn.

I reside at Menominee, on Red Cedar river. Am a lumberman and farmer. Name of our firm, Knapp, Stout & Co. Been engaged in lumbering about 50 years ; 24 years where I am now, and before on the Susquehanna, in Pennsylvania, and on the Mississippi. Am well acquainted with some parts of Chippewa river and some parts not so well. Am tolerably well acquainted at Eau Claire and Chippewa Falls. Eau Claire is 25 miles from Menominee. Am familiar with Dells improvement scheme. Have not examined the bill particularly before the committee, but think I am acquainted with what the bill asks for. Have lived and lumbered in the country nearly 25 years ; have cut the logs in the wood ; driven them to our mills ; manufactured them into lumber, and run it into the Mississippi ; our business ranging all the way from three to fifty millions of sawed lumber yearly, not including top lumber ; have worked at all the different parts of business myself ; have charge of the works of our firm, particularly manufacturing at the mills, and rafting and running into the Mississippi ; Red Cedar runs into the Chippewa 25 miles above its mouth, and 35 miles below Eau Claire ; our river is tributary to Chippewa, and similar to it, and affords a third as much water.

The first five years of lumbering on the Red Cedar river we run over a five foot dam ; for eight years after we built a new mill, we run but a small portion over the dam ; since that time we have run nine-tenths of our lumber over one dam, and the remainder over two ; one of these dams is fourteen feet ten inches high from bottom of river to top of dam ; where the Chute is, there is a space of twenty feet in width, cut down two feet and six inches ; the other dam is not quite so high ; not much different ; I know of no difference in running the twelve foot dam and the five foot dam we run first ; since we improved on our twelve foot dam, we run with less difficulty than with the five foot ; as we become better acquainted with our business, we have been able to do it at less expense ; we are able always to run the twelve foot dam with top loading ; we run it safely all the time ; from my experience and observation I don't know but a sixteen or eighteen foot dam could be run just as well as a twelve foot dam ; I think it could after a proper

chute is constructed ; all that is necessary to insure the safety of a raft, is to let in the necessary amount of water ; I think the amount of water in a chute can be controled ; I know of two or three ways ; I speak from actual experience ; I have figured on the extra cost of running rafts over chutes since I came here ; I have guessed before and thought it cost five to ten cents extra ; on figuring now, I find it costs from two to three cents extra to prepare and run the rafts over the chutes ; this cost comes from putting on a bow-piece on the front end of the raft.

We have run out about thirty-seven millions over the lower dam, (11 to 12 feet high to the top of the dam) and three and a half millions over the higher dam, the last season. We have had good success in running rafts with top loading this year ; better than before. We have better improvements than before. We put a gate in front of the chute to regulate the amount of water. We can now let in water just as we want it, and the raft passes through the chute just as safely as through the pond. Not one raft in twenty-five—and I think not one in fifty—is injured, unless from some carelessness in running. Sometimes a log gets under it. Our upper mill is fourteen to sixteen miles from Chippewa river—the mouth of Chippewa, about twenty-eight miles from the Mississippi. It cost 41 1-2 cents a thousand to run from the mills to the Mississippi last year ; it cost 16 cents to run from the mill to Chippewa. and 25 1-2 cents thence to the Mississippi river. We run out fifty and one half millions last year. Our chute at the upper mill, by measurement, is one hundred and sixty-seven feet in length ; I think th t's just the measurement. Am somewhat acquainted with the Chippewa river, and have been for twenty-four years. The current is strong and rapid at the point called the Dells (as shown on the map.) When it is low, in the summer time, it is not navigable for steamboats up the Dells, and not a good navigable place to run rafts down.

I understand a charter is asked for at this legislature to put a dam at the Dells, sixteen feet high and a lock, three hundred feet long and thirty-six feet wide ; also a chute thirty five or thirty-six feet wide, or wide enough to take in two strings abreast. I understand it contemplates putting in a boom from side to side above the dam in the slackwater. I understand this boom is wanted by mill-owners near the improvement. First and foremost, I consider such an improvement feasible ; that this improvement can be made without being detrimental to parties above the improvement, and doing business on the river ; that this improvement is required by persons manufacturing lumber in the vicinity of it ; that they can't safely hold their logs and manufacture their lumber without it ; that the best interests of the valley and the State at large require it ; that these improvements, when made, will improve the navigation of the river for boats up and for rafts down ; that these improvements, when made, will add to the value of every acre of pine timber above it. My reasons for thus thinking are, first :

It guarantees to those manufacturing lumber in the vicinity, the safety of their logs, so that they can lie down at night with reasonable assurance of getting up in the morning and finding the property they had left there the night before, and which has not been the case formerly; sudden rises come and set the logs adrift; a man may go to bed with a good boom of logs and wake up and find them gone.

This sixteen foot dam will increase the surface and make slack water and more room to hold logs, and leave room for other logs to go through with little detention. The proposed lock will let boats out of the river into the slack water, and pass over the Dells, when without it, they couldn't go at all. And it is the same way coming down with rafts; no matter how much shattered in getting there, they can be put through the lock safely.

I speak with a certain amount of certainty, because I have both built locks and run lumber through them after they were built.

*Cross-examination.*—I mean that a raft, if shattered, could be run through a lock if got into it, with safety. A raft, shattered, could be put through the lock as safely as it could be run over the Dells at any time, and more so than it could be when the water was low.

I think this Improvement will make a large reservoir for logs where they can be held with safety, and make a good channel where rafts can go down the river in safety.

We have on the Red Cedar a similar bend of the river, like this on the Chippewa, as he could mark it out; about twelve or fourteen years ago a neighbor of mine thought he would cut across the neck and make a mill power at the lower end; he put up a mill at the lower end of the bend; he broke the bend across the neck; the frost went out in the spring, the river rose, and within two weeks two-thirds of the river run through it; we have run our lumber through this "cut-off" channel ever since; these, among others, are the reasons why I think this Dells cut-off would succeed.

Rafts don't run as rapidly on this slack water as in currents by considerable, and when there are head winds we sometimes have to push rafts through; we have had this slack water experience in our own rafting for two to four miles; when there was no head wind it would take about the same time to run rafts by the proposed cut-off as by the bend of the river; with head winds it would take longer, and a shorter time with stern winds; I commenced running on a five foot dam with rafts about ten courses deep; I suffered losses at that time; lumber was poorly rafted, and it broke up at the foot of the slide; our company did not own the dam at that time.

The next dam below the mill was built fourteen years ago by Ebenezer Thompson. We experienced losses in running over it at that time; this dam was about five feet high. After this, Mr. Downs built up the dam to make it about twelve feet high; he run out of funds and made a poor job of the dam; our rafts broke and were damaged in running over this dam; we have since bought the property; we continued to lose largely in running lumber, a

part of the time, till we purchased the dam and property ; when the water was at proper stage, we run it with safety ; when too high it damaged our lumber largely. It was a part of the inducement, in the purchase of the property, to make this improvement ; we have gates at the upper mill by which we can let out the water and facilitate the running of the chutes below ; I do not deem such fixtures absolutely necessary, but a great convenience ; the Red Cedar rises about twelve feet above low water mark ; the volume of water in the Red Cedar is about one-third the Chippewa ; on a twelve-foot rise, we could run over the dam anywhere, but no prudent lumberman would run then ; we don't run the river at an eight-foot rise ; we run it safely at six feet rise ; six feet rise of the river causes about two feet rise of pond. The witness then explained the workings of a machine at the head of the chute, by which he regulated the amount of water running over the chute, raising and lowering it eighteen inches a minute.

The business we do on the Red Cedar would not be affected by these improvements at the Del's ; the water at the head of the chute should be ten inches deep, to run a raft of twelve courses ; the amount of water necessary, would depend upon the construction and condition of the chute ; there was two or three million on the Red Cedar, run by other than our company the past year, and more than that the year before ; we do not raft our lumber of uniform depth ; for a day or a week we usually do, but we do not usually store it in our river ; I am not aware that we use any more binding plank than they do on the Chippewa ; we use two coupling planks on each side of the cribs ; we run four cribs in a raft, each thirty two feet in length and sixteen feet wide ; we run one crib in width over the chute.

THURSDAY, February 9.

*Cross-examination Resumed.*

In computing the cost of running of rafts over chutes, I reckon only the extra cost of the bow-piece. I do not include in this extra cost any expense for binding plank or coupling plank. We usually run fifteen cribs on the Chippewa after leaving the Red Cedar. I have seen Chippewa rafts larger and smaller. Can't say as to the usual size. Do not know the number of cribs in their strings. Never run rafts more than one crib abreast over chutes in this state ; run four in length over his chute, and sometimes six ; can run six as well as four, and our pilot thinks better. Sometimes logs get under the raft, and then it might break it or it might not. We have driven a good many logs out of the Red Cedar into the Chippewa ; should say from five to fifteen millions. We generally run our rafts and logs right along together ; we never stop running lumber by reason of running logs.

■ We run our lumber to the mouth of our river, where steamboats

can get to it ; then we couple it up into longer rafts and start it out ; have our steamboat follow it ; if it sticks on the river we help it off with our steamboat ; we get it out to the Mississippi generally in one day ; we fetch men back on the steamboat by night to mouth of Red Cedar. and make another trip down the next day. As to costs, the boat charges for boarding and fetching back the men ; I don't think the boat charges for pulling rafts off of bars ; the mouth of the Chippewa is not good or navigable at all times, but much better than at the Dells ; I remember at different times lumber stuck on different bars along the Chippewa below the mouth of the Red Cedar ; I believe lumber sometimes sticks on rapids in the Mississippi river ; I said in substance that mills at Eau Claire could not have safe booms without a dam to make slack water ; not necessary at other places ; there are bends in river below, where it would be easier to hold logs than at Eau Claire ; do not know of any place where logs could be held without great expense ; think some logs could be held at most any point with the necessary means, materials and mechanics to do it with.

I think there are some places where booms could be made below Chippewa Falls sufficient to stock a mill using from one to ten million ; am at loss to name a place ; perhaps at Gravel Island, and at Hodgins & Robinson's mill ; I have tried to make sufficient boom at Nine mile Slough, but have not been able to sort logs, and had to let other logs go by. There is a good deal of slack water along the banks of the Chippewa ; if the mills require a large amount of stock it would generally be necessary to have slack water to hold logs. In some cases it would be necessary for dams, and some not ; if mills want small stock from time to time, no dams are necessary ; if mills want large stocks in the spring for a full season, then it is generally necessary to have dams. If there were proper flooding works built above the Falls, it would be absolutely necessary to have storage for a season stock of logs convenient to the mill if large amount of work was done. If reservoirs were near by, it would not be necessary to have a season stock at the mill.

I am some acquainted with the boom at Eau Claire ; can't say whether they are such works to secure logs as I would build ; their works appear substantial, good and extensive, and must be expensive ; but can't say whether I would build such works till I had consulted those that I should employ to build such works for me. I think works cannot be built at Eau Claire sufficient to hold logs without a dam. I think the currents at the bend of the Red Cedar, where the cut-off was made, are similar to the currents at the Chippewa bend, and that the current was nearly at right angles with the river. The soil on Red Cedar was covered with timber, with sod on it, and when water cut down to the bed of the river it was shelvy and rocky ; the surface soil was sandy loam ; I should say the soil was three feet on upper end, and deeper on lower end of cut-off, before it come to the sand.

Should think the fall on the Red Cedar cut off, was from fourteen

to twenty inches in little less than eighty rods; It was about two miles around by the old bend. There is a good deal of water in the old bed, but no dam below to make slack water; water in bend, from one to four feet; about two and one-half to three feet in cut off in moderate stage.

If the soil at the cut off of the Chippewa bend goes low down, the water would cut in deep and leave the bend dry. The current would not cut below the bed of the rock in the river.

I would consider the logs safe in the bend, if the cut off was made, provided they got them in. A dam might be built across the river above the foot of the cut off, so as to keep the water level with the head of it. I think a pond so created, would fill up with slabs and edgings etc. I think a good deal of this floating stuff would go through the cut off, and some not. I think the bend might be kept clear by a waste gate in the dam, with expense enough.

The losses on the Chippewa at Eau Claire were occasioned by the absence of adequate works to hold the logs securely. I said I thought the Dells dam and lock might be built so as to run rafts safely and benefit parties above; I know of dams in rivers similarly situated; we have dams similarly situated to this. Our river at Downville at the lower dam is similar to this. If the dam was not properly built at the Dells, it would break up rafts or detain them entirely. The same would be true if it was not kept in proper repair. I never have known of a dam and chute being properly built in the beginning in all particulars. We have made continuous alterations up to this present year. With our present experience, I think I could build a dam and chute even better than the one we have at present, with all the improvements we have made on it, and one that would let rafts over safely on all common stages of water on our river or the Chippewa. I didn't think so ten years ago.

I think two cribs abreast will run equally as well over a chute as one. The reason why we don't run six cribs in length over the chute instead of four, is because our river has so many short bends below the dam, and our pilots object to it on this account.

FEBRUARY 10, 1871.

C. C. SMITH, sworn :

I reside at La Crosse; am a bridge builder and machinist; I built the railroad bridge at Eau Claire, also the bridge across the Chippewa; I have seen chutes; seen them run; never built one myself; I have seen the chute at Menomonee, at Capt. Wilson's dam, but did not take particular notice of it; I heard Captain Wilson's testimony as to his regulating the water at the mouth of his chute. (The witness was here called to explain a drawing of the dam and chute of the proposed improvement at the Dells.) The break of the dam proposed at the Dells, and shown on the map or drawing before the committee, is about 110 feet below the entrance to the chute; the chute is about 180 feet long; this plan

was drawn with reference to the proposed location of a dam at Eau Claire.

The quantity of water to be let into the slide is regulated by an adjustable apron, to be raised or lowered by gearing attached to a vertical screw; the weight of water to be raised on the apron is some 41 tons; the machinery represented will raise the apron with two feet of water on it, with two men at the cranks, one inch a minute; or with four feet of water on the apron, with four men at the cranks, one one-half inches a minute; this is demonstrated by scientific calculation; I think this is substantially the same plan described by Mr. Wilson at his dam; the inclination or fall of water on the chute is one foot in twelve.

The bottom of the proposed chute is to be plank and timber; the walls are constructed of timber, filled with stone; there are three tiers of oak timber above the surface of the chute, running up and down, to keep the rafts up, and the grub pins from dragging on the slide; am familiar with locks; had experience in passing locks in different places all over the country; I have had men run timber through locks; from the natural advantage of location, I believe the dam, lock and chute could be put in substantial, and made permanent; I know a lock can be constructed there, that will pass boats with safety and reasonable rapidity; rafts can be looked through as safely; I have passed through locks with rafts of timber; I should think rafts or boats could pass through this lock in fifteen minutes.

FEBRUARY 14, 1871.

O. H. INGRAHAM SWORD:

I reside at West Eau Claire; have been a lumberman twenty years; lumbered in New York, Canada and Eau Claire; the mills at Eau Claire, depending on a boom near this point, would require six hundred thousand feet daily, and something over a million for day and night sawing; these mills are located from half a mile, by land, above this proposed improvement to about two miles below it, by land; there are four or five mills below these dependent on these booms for their supply; have seen Captain Wilson's dam and chute at Menominee; have seen the plans and sketon, explained by Mr. Smith, for this improvement.

My first observation in running chutes was at Ottawa, Canada. At Ottawa they overcome a fall of sixty feet by means of four slides; at the entrance of the first slide they have an adjustable apron, to control the amount of water that is required to carry a raft of lumber over the slide. This is done by means of gearing, similar to the plan shown by Mr. Smith; after passing the first slide they go into an artificial basin from ten to fifteen rods in length; then they enter another slide, the same as the first, except that the upper end of the slide is permanent; after passing that, they go into another pond like the first; when they get through the last slide, they land in the big bay of the river, where they make up

their rafts for Quebec. I was there this winter, in December, examining with special reference to our contemplated improvement.

So far as I could see, the slides were in the same condition as when I was there years ago; I saw them in working condition myself; I have seen the slides of Capt. Wilson, at Menomonee, seen them running lumber over them at different times, and have noticed that they were constructed similar to those at Ottawa; have seen them running lumber at both their dams, at Menomonee and at Downsville, at different times; see them pass over without any damage to the lumber; I think this plan that has been submitted by Mr. Smith, if put in in a good and substantial manner, will enable us to run the lumber that we manufacture above the proposed improvement, over this place in the river known as the Dells, cheaper than what we can run it, as the river naturally is through the season of running lumber.

We have been running lumber from our own mill for two seasons, which is located above this proposed improvement; have been obliged, some portion of the time, to run it in single strings; very often knocked grub pins off and grub plank loose in passing over the rocks at the Dells; we generally require three men on a string here, and in other places two, and not unfrequently break in two and go down in pieces; have counted last summer upwards of seventy-five cribs at a time, scattered in different places on the Dells, and more than that number of men working with hand-spikes to get them off. We made a temporary boom last year on the right hand side of the channel going down, more especially for getting logs over the Dells. Had it not been for that boom, and the accumulation of logs against the boom during a portion of the summer, we should have to have suspended running lumber wholly.

Previous to our having a mill there, we have had to get lumber from mills above, where we have had our logs sawed on shares; and different seasons we have experienced a good deal of difficulty in getting our lumber down. One season in particular, that I remember of, I had lumber laying at Pound & Halburt's mill, and sawed by them; for five weeks after being sawed, waiting for sufficient water to get it down to Eau Claire and out of the river. When I got it, I employed the pilots, that had the running of Pound & Halburt's lumber, through Mr. Halburt, to run the same lumber to Eau Claire. They run these Chippewa rafts, of 18 cribs, in single string to a point just below where the wagon bridge crosses the Chippewa, half a mile below the Dells. I paid them for running the same lumber \$1.05 per thousand feet. Peter Lago was the Pilot in charge. I have had lumber got down by other pilots, that has cost me even more than that on the same ground.

During a sufficient stage of water to run full rafts, we usually run without much difficulty; we never attempt to run in high water. A usual Chippewa raft, when water is sufficient, is eighteen cribs, sometimes twenty-one. The only difficulty attending is at some sharp bends and rocky points in the river; we find it difficult alway



to avoid those rocky points. The large portion of the seasons since I have been on the river, our lumber from above has been rafted twelve courses deep—occasionally fourteen and sixteen, while below we have rafted a large portion of the time from fourteen to sixteen courses, sometimes eighteen to twenty. Rafts vary in size from Eau Claire down, from eighteen to twenty-eight cribs, occasionally as high as forty cribs. The great necessity for this proposed improvement, in my estimation, consists in the great need of secure boomage.

At the present time there is no secure boomage on the main Chippewa; the only point on the river at which we have had any means of stopping logs that came down the river, has been at a point two miles above Chippewa Falls; there they have a dam at the head of the Falls, but not of sufficient height to create much slack water where there boom was; consequently they have had at a point, known as their jam boom, large jams of logs when they had high water, together with ice and logs to make it; we had two jams, the past two seasons, there, of large proportions, causing serious loss to various parties, not from the fact of their being stopped there, but because there was not sufficient flowage to hold them there without jamming, and because we had no similar place below to take care of those that were owned at Eau Claire when let out, and to assort and pass on those destined for other markets. I think that they could handle logs at this point I have been speaking of—their jam boom—when the water is not too high, what would be necessary for their own mills, though I think their boomage capacity would be short for that; if they had works above of a permanent nature, dams and piers, so as to hold logs back during ice freshets or floods, they could then let them down into their present pond without loss or detention to others to any considerable extent.

The difficulty to the manufacturers located below has been the want of slack water to erect and build booms, so that they could assort and hold logs; they have nearly every year since I have been on the river met with heavy losses in consequence of not having such boomage; the past season, during high water, in August and September, a large proportion of booms on the river broke and let the logs go on to the bottoms below Eau Claire; being late in the season, there was not so large a loss as would have been earlier; quite a portion of these logs are now lying on the bottoms, from five to twenty-five miles below Eau Claire, some on the bank, others in sloughs, others a mile or more back; these logs are worth, where they lay, about \$5 per thousand; we sell them for this to parties who pay for them when they can get them; in consequence of the insecure boomage in the Chippewa river, there is less security in operating there than any point I have knowledge of; in consequence of that insecurity stumpage is worth less to those who own lands, and logs less to those who have them to sell.

We have paid for the past five or six years for logs on bank, from four to five dollars per thousand. For the past two seasons, I have

tried to make contracts with those we purchased of to pay seven dollars per thousand for what we could get in our own boom, or get an account of at other mills, but I have not found parties who wanted to sell on these conditions. I know of one who did sell to Hodgen's & Robinson on these conditions, and they said they would never sell any more in that way. Last year, we had upwards of twenty-five millions of logs in Chippewa river, and sawed out of our own logs, about eight million feet, and got an account of, including what we sawed, a little upwards of fifteen millions. That includes a portion of those that went on to the bottom below and were measured where they lay. A portion of this difference of what we sawed ourselves, we got logs in exchange for what we sawed for others. Most of the balance we got lumber for where they sawed on shares.

The result of our present system of boomage, is a constant wrangle between mill owners and log owners, who wish to drive their logs down the river; so far as my observation goes, quite a large portion of the residents of Chippewa valley, interested directly or indirectly in the lumber trade, are anxious for secure boomage at those points named in the bill now pending; also a large portion of the non-resident land owners.

The water was particularly low at the Dells and at other points, when our lumber was detained five weeks at Chippewa Falls.

*Cross-examination.*—We have one mill three-fourths of a mile above proposed dam, (firm of Ingraham & Kennedy); have three mills about two and one-half miles by river, below the dam; mills are run by steam, located on river; take logs out of river to saw; there are sixteen mills at Eau Claire dependent on the Chippewa river; these sixteen include my four mills; one mill we built in 1857, second in 1859, third was built in 1860, fourth in 1861; have used the first mill ever since; we acquired the second mill last year; we built third mill and used it since; the last bought two years ago; been running mills there about thirteen years without any dam across river; we got our logs from Eau Claire during the first years, and from Chippewa since; about seventy millions were manufactured at Eau Claire last season, exclusive of Eau Claire Company; this is very near the amount sawed—shown by scalers' accounts and by our dealing with mills; we take part estimate from government scale bills; every mill owner has a scaler, usually appointed by the inspector; we had a deputy scaler last year, who looked after a portion of the mills; he took his reports from our scale book.

There was no inspector appointed for our mill last season. We claim the right to saw our own logs and have our own scaler. I think about the same were sawed year before. I couldn't say positively how many were Chippewa logs; should say not far from fifty-five millions last year, and about the same the year before; average

from thirty-five to fifty million for the last five years. There has been thirty to forty million of lumber manufactured above our upper mill. About one hundred and twenty million logs have been run through the Dells for five years. Our upper mill is three-fourths mile above proposed dam; our mill is sixteen to eighteen feet above level of river; I think dam would make slack water at our mill; would enable us to hold logs, and give us better water to run lumber off in.

Think the proposed dam and chute would operate well; think we could run lumber better over the dam sixteen feet high than without it, in average stage of water. I know in my own mind, that sixteen feet overcomes natural difficulty of river. The dam would cover one hundred and twenty-five feet up and down the river, slide one hundred and fifty feet; the dam is to be put at lower end of high banks; the Dells are three-fourths miles in length; our mill is at the head of the Dells; the fall over Dells about three feet; I never knew a dam to raise water equal to the raise in the river; the river banks spread out as the water rises; water from ankle-deep to twenty inches in summer, at the Dells; it is fair running stage with average depth of two feet on Dells; good running at three feet; over five or six feet is too high; have run Dells safely at from two to five feet; can run as well as with a dam; can run it better than with a dam; can run it right along without any preparation; have been running for last seven or eight years.

Lumber will run when logs will not; have found difficulty in running logs at two to three feet; this is the only difficulty. By the Chippewa valley we mean from mouth of Chippewa to 140 miles above Eau Claire, including parts of Pepin, Dunn, Eau Claire and Chippewa counties. I mean that a very large proportion of Chippewa valley people are in favor of this identical improvement; consider eight-tenths a large proportion; I should say there were about thirty to forty thousand people in Chippewa valley; have talked with a great many on this subject; I believe eight-tenths of the people in Chippewa valley favor this improvement; eight-tenths of all I ever conversed with favored it; have talked with hundreds, and circulated petitions among hundreds; have talked with hundreds in Chippewa county; have talked with Mr. Smith of Bloomer Prairie; also with John Barron, one of the county board, who is in favor of it; he has the "blue mills;" been lumbering eight or ten years; he has been interested in this improvement eight or ten years.

I talked with Mr. Smith, and he talked as plainly as he could that he was in favor of the improvement. He thought it advisable to circulate a petition, and get signers for this improvement.

The chutes were built on the Ottawa to run lumber; couldn't be run without them; lumber and timber run over them, but more lumber now; my personal observation was that lumber run over them with safety and dispatch; they raft in similar manner to ours, but differently grubbed up; they have no occasion to use spring-poles or

plank in front; the Ottawa is estimated to be equal in volume at times to Niagara Falls; there is a chute on each side of the falls; the approaches to both sides of the Ottawa are through piers and booms, constructed for the purpose of handling logs; neither side is protected by bank of river; have seen ten strings of lumber passing safely through the slide, following each other in close succession; they have severe ice freshets; the ice sometimes comes out of the lake eight miles above the falls, and piles up on the piers and falls at a fearful rate; the slides were built by an American by the name of Wright, on the north side, and by the Canada Government on the south side, which now owns both.

I think the improvement proposed, if put in in a substantial manner, according to Mr. Smith's plan, would let lumber over the slide better and more safely than can be run over the same place during a large portion of the season. If improvements were not put in well, they would go out, and follow the same as the pier we put in at the head of the Dells—which was one hundred feet long, sixteen feet wide and nineteen feet in height. At the time their jam boom broke above, logs, etc. accumulated in such quantities, that our pier and boom attached, were swept out in consequence of rapid current.

If the slide became broken on account of freshet, rafts would go through the lock; if dam and slide were broken, the effect would be to stop navigation till they were repaired; the depth of water would be about sixteen feet at entrance to chute or piers; the plan shows the piers one hundred and sixty feet long and sixteen feet wide, running up and down and forming part of dam; they are to be filled with rock; the water is twenty to forty feet at Pound & Halbert's piers; I think if the piers are of sufficient size on the rock at the Dells, they will withstand any ice freshet, and remain; I think these piers would be stronger than those above the Falls.

The piers for ice breakers are to be above the piers at the dam. Have had difficulty in getting lumber out of Chippewa river below Eau Claire, but we keep running. Not much Eau Claire lumber laying below Eau Claire on river, but much Chippewa Falls lumber which has been broken up coming over the rocks below the falls. Have known lumber rafts, ten courses deep, stuck below Eau Claire. If we keep in the best water we invariably get out of the Chippewa. Lumber has been left purposely on bar at the mouth of the Chippewa to raise the water, and then swung off; there is some inconvenience experienced from piers in river and some places narrowed up by wing booms. Think I have seen four string rafts run down the Chippewa. Am aware lumber was rafted twelve courses deep most of last season, which has been unusual; we run twelve deep in low seasons, at Eau Claire, when we could not get it over the Dells with only one string and with some hand spiking. There is no security for logs below for want of these flowage works above.

If logs could be secured and regulated by reservoirs and booms above, they would be secure to all below. There would be less danger also; but there would be danger then from sudden rises. I think

the river would be liable to sudden rises even if there were flooding dams, and jams made from accumulation of logs; jams would not have occurred if they had been kept back in an upper pond, and a reasonable amount might have been assorted.

Our experience is that logs can be assorted to some extent at our booms, that come down the Chippewa; with flood-wood and many logs running, we cannot assort many of them; we cannot assort them at night; we are not able to hold many logs above our assorting works. The accumulation of high water, logs and flood-wood from broken booms above, all tended to carry off our booms below. The storage boom at Chippewa Falls held after the jam boom was broke. [To Mr. Pound.] We regard your storage boom as essentially a jam boom. With secure boomage above all mills, I think the price of logs would be advanced somewhat, because they would come in competition with Mississippi logs. I do not think it would advance the price of logs at Eau Claire, because it would not afford such security as they need.

CHARLES SIBBET, sworn:

I reside at West Eau Claire; am pilot on Chippewa river; am pretty well acquainted with Chippewa river, from falls to mouth; the river from the falls to Eau Claire has a strong, rapid current, with hard, rocky gravel bottom, and some crooked; it is difficult to run lumber sometimes; the difficulty is caused by low water and rocky channel; know the place called the "Dells;" have run lumber frequently over them; meet with difficulties very often there, from low water, crooked channel and rocks, which we stick on; in low water, have to run one string at a time, six cribs long; very often break up strings in two; have seen four different strings strung up at one time; frequently have to be rafted off; these difficulties existed two or three weeks last year, which was an extraordinary good season for water; single strings were run last year from ten days to two weeks.

Am acquainted with point at head of the proposed cut-off (as shown by map). Commencing at the island above, the current runs down to a point on the right side of the river below the mill, then bears to the left, then more to the right, between two booms, then to the left again, and then to the right under a gravel bar towards the head of the cut-off. After passing the point of the cut-off, it turns towards the left shore.

The point at the Dells has been bad for running lumber since I have known it—for twelve years; been pilot on the river eleven years; some seasons have to run single strings for two months; some less; one season could not run at all for sometime. Think there would be no difficulty in running rafts through the cut-off, after entering the head. There is no difficulty in handling rafts in in slack water with oars, except when there are high winds. The bed of the channel at the Dells is rock—some rough and some smooth.

*Cross-examination.*—Have run eleven years on Chippewa river; have run on Black river; have found difficulty there; have found low water on other rivers at some seasons; have run on Delaware, from Black City to Wells Falls; run there most always on floods; steamboats run there sometimes.

Lumber can be run on Chippewa in good stage of water with reasonable facility; the foot of the Dells is most difficult point; bottom here, formerly rock, is now covered with a gravelly bar; lumber usually sticks on sides of channel when very low; lumber was run very well from Eau Claire down to the "Flower Pot," at mouth of river; then water was scattered out, but part of lumber was got through.

I think if we had run one crib at a time from Chippewa Falls, as we did at the mouth of the river below the Flower Pot, we might have got it through; the most difficult place is at the foot of the Dells; I understand the dam is to be at the difficult point spoken of, at the upper edge of the gravel bar; banks pretty high on both sides; the bed is solid rock where the railroad bridge crosses; the gravel bar used to be higher up; putting in the piers has washed it down a trifle; the Chippewa river is a good river for running rafts from the falls to Eau Claire in good stages of water; the great bulk of lumber is usually run down in June.

Lumber has been run every year in June, since I have been there, except during the low water season I have described; the river is deepest on the right hand side, coming down, at the head of cut-off; have not measured it since the boom was put in, but run down a pole last summer; don't know as I measured it with a view to see which was the deepest side; have measured the opposite side many times when I passed over it; not as much water on the side opposite the cut-off; my residence is at West Eau Claire; the Chippewa is better than Black river for running lumber; cannot run lumber on Black river except at time of floods.

C. R. GLEASON, sworn.

Reside at Eau Claire; am in merchantile business at present. Have been in forwarding business on the river nine years at Eau Claire previous to last year; kept the steamboat office. There were five trips by steamer to Chippewa falls last year; the same boat made an effort to make the sixth trip, but failed to get over the Dells. The navigation to Eau Claire last year, was continuous.

In 1860, I think the boat made two trips; in 1861, three or four; in 1862, one; in 1863 and 1864, none; in 1865, five or six; in 1866, about the same; in 1867, one fair sized boat made two trips, and one small boat eighty-five feet long, ten feet beam, ten or twelve trips; another boat a little larger, called "Union," about the same; in 1868, about the same as 1867; in 1869, boats made thirty-nine trips—that season was extraordinary for water.

The map shown here was made by Mr. Bennaton, civil engineer.

The map is correct. The cut off is fifty-nine rods across with three feet fall.

*Cross-examination.*—The banks of the cut-off will never overflow from the dam, when two hundred feet wide; it was good most of the time running to Eau Claire, when it was difficult to get to the falls; there could have been more trips to the falls whether there was business or not; there was plenty of water on the Dells when the steamer failed to go up last year, for want of power to run up, though it was one of the best boat ever run up the river; it was easy to get up the river to Eau Claire at that time; not as much business to the Falls as to Eau Claire; have interest in, and have taken a good deal of interest in getting this improvement; I know there was no log jam at the time the boat failed to go up last season; I do not know of my own knowledge that it was the current that obstructed the boat, but I do know that it was not logs; the same boat,—the Silas Wright.—made thirty-five trips in 1869, and five trips last season; I know the fact that large quantities of lumber, in rafts, have run down the river from the falls, since I have lived there.

Lumber comes "floating" down the Dells, in rafts in good water, sometimes in single strings, sometimes in cribs and parts of cribs and sometimes in loose boards; run in single strings in low stage of water; run in single strings for six weeks last year when I was there; they coupled right below my warehouse, at boat landing, and three-fourths of a mile down; last season, as a whole, was better than the average for water; has been as much impeding at the Dells the last season as usual. I have no doubt that rafts break up below Eau Claire, but not from the same causes; I have passed up and down the river on steamboats, and seen rafts stick on sand bars and tow heads on lower part of Chippewa.

Plaintiff rests.

#### WITNESS AGAINST BILL.

FEBRUARY 17, 1871.

GEORGE WINANS SWORN.

My occupation is pilot on the Chippewa and Mississippi rivers; have government license therefor; have had fifteen years experience as pilot; have navigated the Chippewa from the falls to its mouth; am familiar with its channels in high and low water; have navigated the river with steamer to Chippewa Falls; rafts vary in size on the river; the usual size is three cribs wide, six and seven long; cribs sixteen by thirty two feet; average depth of those I handled last summer sixteen courses; have seen them run one string wider frequently; in ordinary stage of water run three cribs wide and six or seven long. From the Falls to Eau Claire the nature of the river is different; the bed is largely rock and gravel; there are

two places, called upper and lower Dells; the upper I consider most difficult; bottom of lower Dells is very smooth and flat, with exception of the channel; upper Dells about one third the way to Eau Claire from the Falls; one place in the upper Dells has no good channel through it; on lower Dells, the channel is some two feet to two and a half deep, while the sides are about ten inches deep; in extreme low water this channel is only wide enough for one string; I never knew a string of lumber to stick that was kept in the channel; 280 feet below the bridge, the nature of the bottom of the channel changes, it gets flatter; has small loose rock and gravel, and keeps accumulating till it forms gravel bars. The bars are formed about 450 feet below the railroad bridge.

In going up the river with our boat, after we had got above this point (two hundred and eighty feet below the bridge), I had no further difficulty, except with strong current; the river on either side of the gravel point is flat; the depths are less than at any other place; the railroad bridge changed the formation of the channel last summer, so there were two channels at the lower point of the Dells; in fair stages of water there is no difficulty in running lumber over this portion of the river.

In extreme low water there are numbers of places extremely difficult; the river has sand bottom below, with some gravel bars; in the low seasons of 1863 and 1864 there was as great difficulty in running the lower end of the river as the Dells; rafts that run safely over the Dells were laid up between Eau Claire and the mouth of the river; Mr. Lemgin and myself went down and rafted them over, making them only eight courses deep, and then they rubbed in several places; during that season steamboat navigation was not good anywhere, and at one time steamboats did not run at all on the Chippewa river.

There were no exports at the Falls and it would not pay boats to run up; I consider the river to Chippewa Falls as navigable, for the sized boats and rafts run on the river, as the Mississippi is for the boats on that river; there are difficulties in running the Mississippi with rafts and boats; three months in 1864, the regular line of packets never crossed the rapids; last summer the line was broken up at the lower rapids for five weeks; I took over eighteen cribs at once of lumber over the lower rapids at that time; large numbers of rafts were stuck on these rapids; the average depth run on the Chippewa last year could not have been run over the lower Mississippi rapids in 1863 or 1864; the channel at the point of the Dells can be deepened and straightened, and made permanently better, as the bottom is rock, and once dug out, would not fill up like sand. If the channel was so deepened, it would be better than at the lower end of the river, because it would not be liable to fill up in high water.

Locating this proposed dam far up in the Dells, to let the foot of the slide rest on the rock, the dam would be placed across the river where the water is not over ten inches deep in ordinary stages of wa-



ter, with the exception of the narrow channel spoken of. The slide will necessarily have to be placed so as to deliver lumber in this channel; the lock must of necessity be on the right hand side, which would place it where in ordinarily low water it is only ten inches deep. The effect would be to give us a lock that we could not get a boat to, as the river now is. The fall, from this point to the foot of the Dells is about a foot; this lock, reaching above water, will stop the water falling over the breast of the dam at that point, and the fall of the water will leave less water below the lock. Have never run rafts over chutes, but have been over them at Chippewa Falls and at Monominee, four years ago; once they tore the bottom out, and twice went over safely. At Chippewa Falls there was but half the chute in, and the bottom was torn out of one crib. Have run rafts that passed Chippewa Falls dam, and one raft, last summer, that passed Knapp, Stout & Co.'s dam; the last was the worst broken on the bottom that I ever did run; I got it broken at the mouth of Chippewa; it was good running stage of water; the grub planks were torn off the bottom.

I consider the back water to be created by the proposed dam, the greatest objection to it, from the fact that the river is so crooked that the wind will blow cross ways at some point; I find by a record of ten years that the wind blows one day out of three during summer months, and half as much in spring and fall months. Nearly all of these winds are sufficient to cause detention in slack water. It costs about \$20 a day to run a chip-raft—usual size, hundred thousand feet; when the Mississippi is higher than the Chippewa, the water backs up from one and one-half to three miles. The Chippewa pilots are stopped by winds at the point at the mouth; one time I waited four days for a raft that was in sight; when then there is slack water the ice freezes at greater depth than at the rapids; the ice would remain some time after it had gone out below and above; the ice goes out of the Mississippi, below Lake Pepin, ten to twenty-five days before it does in the lake; during this time ice remains solid in the lake.

The witness does not believe the cut-off would carry off the water with a sixteen feet dam below, but that the three feet fall would be obliterated thereby, and the cut-off be filled up with sand, sediment, etc. I think the cut-off can be made practicable without a dam, but it cannot be made practicable with the cut-off at right angles with the river, as appears by the map; I do not think the present bed of river will be rendered dry by this cut-off, but that the water in the bend will be deeper than now, with the dam below; I think the bend would be a good place for boorage, with a cut-off and without a dam; I think it would be bettered by a dam above the foot of the cut-off; the difficulties of running through cut-off and over chute while logs are running, will be increased by logs getting under rafts and interfering with cars; the rafts may be broken in running on the upper Dells and will be more difficult to run over the slide; at time lumber can run safely over Chippewa Falls, there is no diff-

culty in running a full Chippewa raft below; medium water is necessary to run the Falls; lumber is generally more or less damaged running over the Falls.

Have been above Chippewa Falls every spring for nine years. It is practical to sort logs at the Falls boom; also at Mr. Taylor's mill, the difficulty decreasing at each mill below, by reason of less logs to sort. It is more easy to sort logs at Eau Claire than at mills above. Have worked every year sorting logs at the jam at Falls. It is more preferable to sort logs at Wilkin's Island than at Hodgen's and Robinson's. If there were proper works above with flood gates to let the water out, the logs could come out and be assorted below, without a dam at Eau Claire. It will be equally necessary to have a dam at other mills on the river as at Eau Claire, if they want to hold any quantity of logs.

*Cross-Examination.*—Am 32 years of age; been with Pound & Halburt since '61, till last fall. My main business is running lumber on the Mississippi. Have taken deep interest in this Dells matter; I do not wish to be understood as saying that navigation on the Chippewa, from the Falls to Eau Claire is as good as below Eau Claire to the Mississippi, at all times. Sometimes it is better above than below. I think rafts would be detained, twice out of three times, in the slack water, below the cut-off, during wind; of course if the rock was excavated below the lock, it would fill up with water sufficient for the passage of boats.

FEBRUARY 21.

CHARLES LANGEVINE SWORN:

I reside at Chippewa Falls; have lived on the Chippewa river since 1849; have been engaged piloting rafts since 1853 from Chippewa Falls to the mouth of the river; have been in the logging business winters; am familiar with the Chippewa river from the falls to the mouth; the usual size of a Chippewa raft is eighteen cribs, three wide and six long, in low water; the average rafts I run last season were sixteen courses deep; we run between twenty-four and twenty-five millions of feet for the company; I run thirty-eight rafts last season to the Mississippi, averaging about one hundred and thirty-five thousand to each raft; twenty-eight cribs, sixteen courses deep, was the largest raft I ever run over the Dells; run this in July, 1867; the water was at medium stage; in fair stage the water is from four to eight feet in the river.

On January 11th, 1864, I started from the Falls with two other pilots, with rafts twelve courses deep; arrived at Eau Claire at noon on the 12th; got over the Dells in pretty good shape; went down to Goose Lake bar, thirty miles below Eau Claire; was three days getting over that bar; had seven men on each of three rafts; I went two miles below, and found but ten inches on a bar; I tied my lumber up, sent my men home and went below again and found

but eight inches on several of the bars. I then returned up river, measured the upper Dells, and found one foot of water there, and two feet on the lower Dells. Soon after I was employed to re-raft Colman's lumber and run it. I rafted it eight inches deep, and was eight days in running it through to the Mississippi. I took charge of his lumber at Hawkes' bend, thirty miles below Eau Claire. I found from seven to eight inches on several bars below Durand. I found Eau Claire and Chippewa Falls lumber hung up on the "Flower Pot." They had given up running it; said there was no way getting it out to the Mississippi; no one offered to run out lumber; they thought it impossible. Providing we put the same labor in, we could have run lumber over the Dells, at that time, as well as we could have run it into the Mississippi.

Am not much acquainted with steamboats. I met steamer "Union" going up through the upper Dells; she was going right along. I was coming down on a raft; there is no difficulty in running rafts from Chippewa Falls to Eau Claire, in ordinary stage of water; can run as well from the Falls to Eau Claire, as from Eau Claire down in ordinary stage. The river from the Falls, has rocky and gravel bottom, and can be run with less difficulty, because the channel never changes. On lower river, the bottom is sandy, the channel changes with every little freshet, and spreads the bars. After those freshets, we have difficulty for two weeks in getting down below Durand.

Since I have piloted in 1853, I find it averages a good deal better from the Falls to Eau Claire than it does below Durand to the mouth of river; I mean that I can run lumber cheaper from the Falls down to Eau Claire than below Durand for the same distance; it cost twelve cents per thousand to run from the Falls to Eau Claire for the last three seasons; from Durand out, the average cost is sixteen cents per thousand for twenty-five miles. It is very near the same distance between the first two and the last two places named; we generally run out from the Falls to the Mississippi in three days in good stage; the first day to Eau Claire the second to near Durand, the third out of the Chippewa.

I know the point for the proposed dam, about 450 feet below the railroad bridge at Eau Claire; the dam proposed is 16 feet; it is my opinion that it would cost considerable more to run lumber with the dam than now; I think it would cost more in consequence of having to run through the dead water; I know it would detain rafts a day, at the dead water, through the season, besides running all the risks over the dam; it costs about \$20 a day to run a Chippewa raft; I could run the distance over which the back water would extend, five or six miles, as it now is, in about two hours; no mistake, but I could run with less time and cost and with more safety without the dam; with a dam there is more or less danger of breaking up rafts—no matter how good a chute may be put in a dam.

Should think a sixteen-foot dam would make back-water to the

Ash rapids, which is five or six miles by way of cut-off from the dam ; the worst place for running rafts is over the gravel bars four hundred and fifty feet below the bridge ; I never had any trouble in running rafts above or below this gravel bar, near the Dells ; never had trouble in running rafts above the bridge ; the most difficult part to run is below the bridge ; it is about two miles from the head to the foot of the cut-off by the bend ; the two islands above the bend are called Wilkin's islands ; from there the channel bears to the right by crooked rapids, then to the left ; then the channel keeps the middle of the river till opposite the cut-off, then bears off to the left again, and continues on the left side about a mile round the bend, to a gravel bar ; the current bears to the right, half a mile above the cut-off, thence bears off to the left-hand shore ; the main current opposite the head of the cut-off is near the left-hand shore.

With a sixteen foot dam below, I think it would be dead water all through the cut-off, and it would fill up ; would not have draft to keep it clear. If the dam is not made, the cut-off would have some current, but I think the river would then follow the natural stream ; would rather have the river as it is without a cut-off ; with a cut-off it might be as good, but not better with a dam. I prefer the river as it is ; if I was running by the thousand, I could run it cheaper and more convenient. Have run as pilot for three years over Chippewa Falls, from Yellow river, six miles by land, and from Chippewa city, eight or nine miles. It is gravel rapids and rough from the Falls to Yellow river. We run over a dam on the Yellow river in getting into the Chippewa ; we run with rafts of three cribs, called "rapid pieces." It takes six of these pieces for a Chippewa raft.

In running Chippewa Falls I considered myself safe when over the chute ; I broke about one third of the lumber in running over the falls ; it costs four cents per thousand to couple rafts to run over the falls more than to couple them below ; I would charge about twenty cents more per thousand, and chance it, for running rafts that had come over the falls than for those that had not ; I would not undertake to run lumber that has run over the falls to the Mississippi for twenty cents ; the lumber is generally in bad condition that comes over the falls ; I would not run lumber that had come over the falls as cheap even if it looked as well ; there was a chute at the falls when I was running over them ; I would not undertake to run lumber to the Mississippi, and guarantee it, if there was a dam at the Dells for any consideration ; I think the feeling among all the lumbermen in the Chippewa valley, above the Dells, is opposed to this dam—leaving Eau Claire men out ; I don't know a resident logger above these improvements that is in favor of them.

*Cross-examination.*—I presume there is a portion of land in Chippewa county, above the falls, owned by parties not living there. I think it adds twenty cents per thousand to the cost, to run lumber from above Chippewa Falls ; I don't think it is as good a place to manufacture lumber above the Falls as below ; the year of '64,

spoken of, was a year of extraordinary low water—the lowest I ever knew ; steamboats do generally run from mouth of the river to Eau Claire, and do not generally run from Eau Claire to Chippewa Falls ; I do say that it is as good running an ordinary Chippewa raft above Eau Claire as below. Last year was a very good year for running ; also the two years before that.

The width of the channel in the narrowest places through the Dells, is about twenty-five feet in low water. The Eau Clair river comes in at Eau Claire. The river below Eau Claire, has sandy bottom and low banks ; there is more water below Eau Claire ; the Menominee comes in a little above Durand ; the chute at Chippewa falls, was at head of falls ; the fall is twenty-five feet in three-quarters of a mile. There was no gage at head of chute ; nothing to regulate water. They do not run lumber over falls in high or low water ; only at favorable stage, and then the lumber tears up. Only a short season that the lumber can be run over the falls and dam. On the average, I would charge twenty cents more to run lumber that had run over the falls, than if it had not. Had no experience in running dams except at Falls. In favorable stage there is no danger of breaking up rafts in running over falls ; the reason that breaking occurs, is that we try to run over in low water. The favorable stage over falls usually lasts about two weeks in summer ; spring freshets last longer.

The average cost is twelve cents running from Falls to Eau Claire in favorable seasons like the last three years ; I get at cost by figuring the time. The run is better from Eau Claire to Durand than from Durand out ; I think the average running is better from Eau Claire down than from the Falls to Eau Claire ; the price of running lumber from Eau Claire to Durand is about 25 cents ; we received \$1 37 for running from Falls to mouth of river ; that includes coupling rafts at Falls and in the Mississippi, and making oars ; was paid about ten cents for coupling rafts at Falls, and the same for Mississippi rafts ; I would make about twelve cents per thousand difference between running from Eau Claire and running from the Falls ; it has taken on an average for three years past, a day and a half from Eau Claire to Durand ; in my contracts for running, I guarantee the full and safe deliverance of rafts at the mouth of the river.

February 22, 1871.

DANIEL B. SELLERS sworn :

I reside at Chippewa Falls ; my business is piloting on Chippewa river ; been pilot six years, on river nine years ; have been employed below Eau Claire ; was pilot mostly from Chippewa Falls and Gravel Island, three miles below ; made an average of thirty trips the last six years ; usual Chippewa raft depends on stage of water ; in low water, run one crib wide and six long, and from that up to twenty-eight cribs ; run about twenty-one cribs ordinary stages of water, from twelve to eighteen courses, some twenty ; in ordinary

stage of water we find no difficulty in running rafts from the Falls to Eau Claire over the Dells; that is about the best place to run in ordinary stage of water.

In ordinary stages we used to call the natural river better above Eau Claire than below; now the piers are in it, it is worse; there are about one hundred and fifty piers between Eau Claire and Chippewa Falls; there are no piers, except the bridge piers, in the Dells; the navigation of the river was better before these piers were put in than now; some of these piers make it harder running, some are actually in the way, others not; the piers in the channel obstruct navigation by rafts, others at one side do not; before the railroad bridge was built, the navigation of the Dells was better than now, and as good as at any place below Eau Claire in ordinary stage of water; the reason of this is because the channel of the Dells is straight and wide, the banks are higher and the river confined within the banks; below Eau Claire the bed of the stream is sandy, with some gravel bars, it spreads out wider in some places and some narrower.

In ordinary stages the river, any boat that can run to Eau Claire can run to Chippewa Falls; the river has been navigable by steamboats to Chippewa Falls for a number of years. I know where the proposed dam is to be built; it is near the foot of the Dells; should think a sixteen foot dam at the Dells would not improve the navigation; we can run twenty-eight cribs from the Falls in a fair stage of water; in low water, one string; there are two or three places between the Dells and falls, where we have to run with one string and three men; don't see how we could gain anything by running through the pond and over the dam with but two strings, in low water; we can always run the lower Dells when we can run two or three places above; in ordinary stages we have no difficulty in running full rafts from the head of the Dells to Eau Claire; could run a "ten-string raft," if the railroad piers were not there; we could run the river as it is, better than with a sixteen foot dam with locks and slides.

The dam proposed will certainly increase the delay of running rafts; I never run dams much; can't tell as to the danger; no man can, till he runs and finds out. It will increase the delay by slack water, and in ordinary stages of water, may not be able to run a full raft; shall have to split it up; always some delay to uncouple above and to couple again after passing dam; have to go a mile below in low water to couple; in good high stages, have to go eight miles below Eau Claire, if there was no lumber to interfere; would have to land rafts for the purpose of coupling after passing dam. We should want a competent man or pilot to run each piece. A pilot from Falls gets about \$5 a day; oarsmen \$1.50.

I know where the proposed cut-off is located; the channel is on the opposite side of the river from entrance to cut-off, and continues on same side to about three-quarters of a mile below; a sixteen foot dam, I think, would make back water to pine rapids, about

five miles above dam, and would occasion back water above cut-off. The dead water would take up time, and make navigation worse; if wind blew it would affect us more than now; wind at times would entirely stop a raft; sometimes now it almost stops in bends; it takes two hours to run from Pine Rapids to point of dam; think it would take more time and more labor, but perhaps no more men, to run with dam; with ordinary wind could not run at all; side wind would blow raft ashore in dead water.

If there was no dam, I think there would be no channel at the cut-off; it would cut it so wide; it would not give water enough in the cut-off, nor leave water in the bend, to run rafts. The current would be faster in the cut-off without a dam; the water would naturally cut it lower than bed of main river at head of cut-off; if the dam were put in above the foot of cut off, I think all the water would go through the cut-off, and leave a pond round the bend.

In low water navigation is not good in any place; would rather take my chances above. We do less sticking, running rafts in low water above Eau Claire than we do below; the channel is narrower in the Dells, and the water swift, and rafts stick worse; if we keep in the channel we can most always go through with a single string; I never stuck a raft in the channel of the Dells; in low water the worst point of the river is from "eight-mile bluff" to the mouth of the river; in low water the upper Dells are the worst part of the river between Eau Claire and the Falls; this is five or six miles above Pine Rapids; that portion of the river wouldn't be affected by the erection of this dam; the worst part of the lower dells is below where the dam is proposed; that portion of the Dells cannot be improved by the erection of this dam; the dam may be on the worst place of the lower Dells; I do not know just where it is to be.

I should say it would be worth more to run from Falls with the dam, than it now is; I don't know how much; would be worth something more; can't say how many cents per thousand; the party running lumber contracts to deliver what he receives

*Cross-examination.*—I do not know price paid to pilots from Eau Claire; sometime every season the river is low; would average about a month for six years, they had to run with single strings over Dells; have stuck lots of lumber on Dells in low water; have seen other lumber stuck there; the chief objection, I have spoken of, is the dead water; it would take more men; I think it would be necessary to tie up a raft to uncouple it in dead water.

I think the slack water above the dam would be a nice place for coupling; I think the men could uncouple in ten minutes in a calm day, if they had nothing else to do; the cut-off will shorten the distance, may be, about two miles; don't think rafts could be got through as easy by way of cut-off with dam, as by way of the bend as it now is. One day in three, in the spring, the wind blows enough to stop a raft in the water above the dam; have had winds at mouth of river, which stop us in back water sometimes a day.

I have stuck in channel below Eau Claire, and had to hand-spike it through; never stuck in channel of Dells; seen six or seven Chippewa rafts stuck below Eau Claire, on one bar.

FEBRUARY 22, 1871.

B. F. MANAHAN SWORN:

My family reside at Dubuque; I have lived on the Chippewa river for twenty years; have been manufacturing lumber for twenty years at Chippewa City, six miles above Chippewa Falls; have run all my lumber over the dam at the falls—about a million and a half yearly; always give it my personal attention.

From 1855 to 1857 we had to run over a sixteen feet dam, of H. S. Allen & Co.'s, at the falls; during the fall of 1855 and spring of 1856 we were shut in entirely; the dam was commenced early, but they were unable to make it hold water.

In the latter part of the season, we made attempts to run strings, but did not succeed in getting any over safely. It was thought that the slide was constructed in the best manner and in about the best place, but we did not succeed with it. The reason we could not run with safety, was from the rapidity of the current. The velocity acquired by the raft in going over the slide, when it went off from the apron, make it strike the eddy, dive down, and endanger the lives of the men. The spring following, we experimented, but had to let the lumber go over loose. Out of a million or one million three hundred thousand feet, we were minus one hundred and forty-five thousand of stock; we were six or eight weeks in picking up lumber that went below. There was no arrangement in the slide at the falls to gage the quantity of water.

The first dam built at the head of the Falls was six feet; the sixteen foot dam was built two-thirds the way down the Falls; it went out in spring of 1858; the six foot dam was replaced and remained till about four years ago; it had been out of repairs various times before.

It is about double the expense fitting up rafts for running dams, than it is without; this additional expense amounts to about thirty cents a thousand; in running six foot dams, we always experienced a good deal of difficulty; this was because the dams were eternally out of order; I experienced lots of loss in running these six foot dams; on this loss or damage it was more expensive running lumber to the mouth of the river.

Had frequently to re-raft the lumber; that was one of the items of increased expense; the expense of running lumber was about 20 cents additional from its having been run over dam; every string was damaged some in running over dam; was more or less damaged; can't state the proportions.

Could run full rafts over Dells when we could run the Falls; could run with full raft with ten inches less of water over Dells than over Falls; run three and one-half cribs over Falls at a time;



coupled rafts half mile below Falls; sometimes twenty-one and sometimes twenty-eight cribs in a raft. Frequently experienced difficulty below Eau Claire, at Goose Lake, when we had run safely over Dells with full rafts.

Am familiar with proposed improvement at Dells; am not in favor of the passage of this bill. The building of this dam would obstruct navigation of river for boats and rafts. The river, I think, would remain ice-bound longer from slack water than swift water. It would remain from ten days to two weeks longer with dam than without. Navigation would be totally obstructed so long as the ice was solid. Slack water will interfere very materially with navigation. I don't think it is possible to construct dam sixteen feet high and chute at Dells so as to run lumber over safely. My reason is that I have made the running of dams a speciality for twenty years, and getting information.

A dam constructed in the best possible manner would frequently be out of order. The action of the water, coming through the chute throws up bars; and rafts, coming through with additional velocity will strike the bars composed of boulders of different sizes.

I would not contract to run any body of lumber, with the dam, from Chippewa Falls to the mouth of the river, and guarantee the lumber, for five dollars a thousand. I believe it would cost \$2.50 a thousand to run the lumber out with the dam, and \$2.00 per thousand extra, more than it costs now.

This estimate of expense includes the danger, delays and losses; I think it would consume as much time to run the five miles of slack water as the ten miles above to Falls; I think the ordinary additional expense, including fitting and running, would be about one dollar from the dam. It was partly this reason, why I left off manufacturing, because of running dams; I think the manufacture of lumber could not be maintained above, if the dam was put in; the margin would be too small.

I am familiar with the feelings and wishes of the people of Chippewa county; I think they are universally opposed to this improvement.

I think with a small dam above foot of cut-off, and without a dam below, there would be a good current in the cut-off; it would be similar to the Galena cut-off; rafts could go through it, and the pond would be a good harbor for logs; a cut-off don't amount to much in slack water; I think the current would purse the old channel, but that is all a matter of guess work and opinion; have been running lumber up to September for the last season.

February 23, 1871.

JAMES A. TAYLOR sworn:

I reside at Chippewa Falls; have resided there sixteen years; Chippewa Falls has city organization and 8,000 people; I was mayor of the city last year; am engaged in lumbering; my mill is lo-

cated a mile and a half below Chippewa Falls; been engaged in manufacturing since 1860; was clerk on steamboat "H. S. Allen" sixteen years ago, for four months, on Chippewa river. Our boat started from St. Paul; the water was so low we couldn't get into the mouth of Chippewa; some time after, in August, same year, we took a load of freight and barge from Wabasha up the river; it was fair stage of water; we had to leave the barge on upper Dell; had no trouble in getting boat to Falls.

Made several trips to the Falls that year from Wabashaw; we found a little more difficulty in getting up from Eau Claire than below, the water being swifter; the channel was as good as that below. The only difficulty above Eau Claire was from the current being more rapid; have run no steamboats since; one season since, chartered a small boat and made several trips from Eau Claire to the Falls. It was in 1866, in a boat called the "Willie Spray;" made thirteen or sixteen trips, I think sixteen, in the months of May and June. The river to the Falls was run by boats in 1865, 1866, 1867 and 1868; was more boating those years than before or since. During these years there was a surplus of wheat; some fifteen different boats have been up to Chippewa Falls since I have been there; among the number were the "Allen," "G. H. Wilson," "Chippewa Falls," "Colona," "Chippewa Valley," "Cutter," "Spray," "Chippewa," "Ida Campbell," "Makokata City," "Johny Schmoker," "Silas Wright" and "Union." I have seen most of these boats at the Falls at all stages of water; when they can get to Eau Claire they can usually go up to the Falls; it is as navigable for boats from the Falls to Eau Claire as below.

I know where the railroad bridge is and the proposed dam, as marked on map; there are some thirteen or fourteen mills above the proposed dam, viz: mill at "Jim's Falls," W. Terman & Howe; Woodruff & Taft, Stanley & Bros., Gilbert, two mills, Yellow river; Chippewa Falls mills: Union Lumbering Company, Mitchel & Clements, Gravel Island mill, John Barron's, Hodgins & Robinson, Wheaton Lumbering Company, Prescott, Burdett & Co., Fowles; Ingraham & Kennedy and Nelson Hunter & Co. Hodgins & Robinson mill would be in back-water from the sixteen feet dam. The last named five mills would be benefitted by dam from back-water to hold logs. The cutting capacity of all the mills above works is ninety-five millions a year; could saw two-thirds as much more by sawing day and night, making about 150 millions in all; the cutting capacity of the five mills benefitted by slack-water, would be twenty millions, or thirty-five millions day and night; the lower mills would be benefitted by slack-water to hold logs; the owners of these mills all reside at East and West Eau Claire, and some are interested in business there.

These five lower mills could deliver their lumber to a point below the dam by a tram railroad. The Gilberts used to run lumber over their dam to the Chippewa; they have since built a railroad track over which they deliver all their lumber to Chippewa; they

find it cheaper and safer; I used to receive lumber after it had passed over their dam; it was most always broken up in front, and had to be re-raftered before running to the Falls. In 1859, we were obliged to re-rafter about thirty cribs, which had run over the dam at Yellow river, part of it was more or less broken and lost; sometimes half of the two bottom courses were gone. The Gilbert mills are about half a mile up Yellow river; one dam was about eight feet, and one three and a half feet, both built with slides.

Chippewa rafts from falls, average twenty-one cribs; three cribs wide and seven long, and twelve to eighteen courses. Last season we rafted none less than fourteen courses deep; average depth at the falls, about fifteen courses the last two years; there is no difficulty in running rafts from the falls to Eau Claire, when we can run "rapid pieces" over the falls; we never experienced more difficulty in running the Dells, than below Eau Claire; we could run over the Dells easier; the upper Dells has a peculiar gravel bar and is more difficult in running than the lower. If they wish to run the lower Dells in single strings, they uncouple while running; it is not the chute that makes the difficulty, it is the short turns in running; they uncouple while running, and push one string ahead of the other through the Dells, and couple below without stopping. This coupling and uncoupling can only be done in low water—can not be in high or medium stage.

There is no difficulty in running full sized rafts from Falls to Eau Claire in ordinary stages of water; can then run it quickest of any place and with less danger; it is the best part of river; the only difficulty in good stages comes from the piers at Hodgkin & Robinson's mill.

There were five or six steamboat trips to the Falls last year; there was no wheat to be shipped, only one or two loads of flour; this is the reason no more boats run.

Am acquainted with the river at proposed dam; the effect of erecting a sixteen foot dam would be injurious to every person who has to run lumber over it; it would cost an extra price to fit out lumber to run over the dam; that expense would consist of spring-poles, diving boards and double couplings on each crib; taking the season through, think it would take an extra day on each trip, nothing being in the way; I base my opinion from having been from four or five hours delayed in big eddy above the Dells, polling raft through in low water; there was about a half a mile of dead water.

It would be an additional expense to run the chute of the proposed dam, by having to uncouple above, and to have an extra man to run the separate pieces through; I never saw more than four cribs run at one time over a chute; if we have to uncouple and run only four cribs at a time, it would need two extra oars and three extra men on each string—one of them a pilot; there would be a delay of a quarter of a day for each raft in landing above the dam to uncouple and fit the lumber for running the chute; this fitting would include spring-poles, head-plank, diving-boards and

shipping oars; after running the chute they would have to run wherever they could land below and couple together again.

Could land at Eau Claire below warehouse in low water, if nothing was in the way; or should have to go five or six miles below to Point Beulah; should have to stop and re-raft, if broken coming over the Chute; these difficulties would be increased if large number of rafts were running at same time; it would be almost impossible to find landing places below the Dells in high water, or if large amount of lumber were running. I have seen fifteen to twenty rafts, of three or four strings each, start from Chippewa Falls in one day; it would, I think, be impossible to find landing places for half this amount, at any suitable place where they could couple up; have seen from six to fifteen rafts leave the Falls for ten days at a time.

We could not run this dead water above the dam with head or side wind. The river is so crooked that there would be head or side wind at some point whenever the wind blew. Rafts would necessarily accumulate in the pond, and would add to the difficulty and delay of running the slide. Large amounts of logs are running about the same time as the lumber—especially when there is a freshet. I think logs would accumulate in slack water and block the channel. I have observed that logs in the Company's pond were blown up stream by winds, and it was then impossible to get a single crib through.

Lumber would be frequently broken up in running chute; think it would need more or less repairing, especially after high water; never saw a dam that slide could be run without more or less breaking of lumber; never run lumber over dams but a third to half was more or less damaged; there was a loss of deck-loading, breaking of cribs, and oars and lumber; the first two courses of cribs are rafted crossways; if bow of crib strikes, it naturally breaks the grub plank; have seen it burst the grub plank by simply striking the water at foot of slide; if you break grub plank, the front of lower course drops out, and necessarily endangers the raft; more or less boards are lost from these breakages.

Have to generally stop and re-raft cribs if broken going over the chute; have to tigh up an entire raft, if we have to re-raft a single crib; takes a half day to do this. In high water it would back up five or six feet in height up the chute. The raft in striking dead water would be broken. We should have to use a better grub-pin, more costly and stronger grub-plank on bottom, and extra couplings in case we run over the chute. I think it would cost at least half a dollar extra expense to fit rafts and run them over the dam, with the dam in good repair—not including loss of lumber. Cannot estimate extra cost when dam was out of repair—would cost a great deal, how much I cannot say. The ice would remain longer in dead-water than in current. It remains from six to seven days in big eddy; should think it would remain ten days to two weeks longer with dam.

I think there can be a current through the cut-off sufficient for rafts, with or without a dam above the foot of the cut-off; the bond of the river would hold three times the logs all West Eau Claire mills could saw if there was a three or four foot dam above the foot of the cut-off; have a dam across the foot of the slough by my mill; it is just as high as the fall from the head—three feet three inches; built in 1861; the slough has never filled up since; the bar in it is a foot lower than at first; from this experience I am satisfied that the bend by the cut-off would not fill up; it would be as necessary for a dam to hold logs between Chippewa Falls and the Dells, as at the Dells; it is a good deal more rapid at Gravel Island, and at Hodgkin & Robison's, than at the place where the booms are, at the Dells; I know Mr. Barron expects to ask the legislature for a dam at his mill, two miles below my mills, if this succeeds.

I am satisfied they can make suitable works to stock their mills at Eau Claire, if they spend the same amount of money they do each year to pass this bill. I have maintained a boom 2,700 feet long, in more rapid water, than at their boom at Eau Claire for ten years; never broke boom or lost any amount of logs. If proper works are constructed above the Falls, securing and regulating running of logs, they can be assorted at Chippewa Falls, and when so assorted can be easier assorted at Gravel Island, and still easier at points below from being less logs to assort. Their assorting works at Eau Claire are as good as at Hodgkin's and Robison's mill; they can assort logs as well and have less to assort. It would not be necessary to store a full stock of logs at Eau Claire, if there were flooding-dams above the Falls, nor would it be necessary to drive them at once.

I have been on the company's boom almost every day during the running season for two years; I know they do not pick out logs according to quality; they have a man employed who sees that the logs for below are passed; the people of Chippewa county are opposed to this dam; don't think I could name any except Mr. Barron and the Wheaton Lumber Company; I don't think there is half a dozen men in the county in favor of it; I think the dam would injure or completely destroy the manufacturing interests above it; I think it would depreciate mill property fifty per cent.; can't say whether it would depreciate the value of pine lands or not; think it would affect the price of agricultural lands about the same as mill property.

*Cross-examination*—I don't know of a large number of pine land owners who are in favor of this improvement; I don't know anything about it; I have run lumber over dams on Yellow River and Chippewa, only in favorable stage of water; they had a windlass to raise slide at dam on Yellow River; it was not such a one as Mr. Smith described here; it remained about a year and then they took it out. The ice remains in big eddy, above Chippewa Falls longer than where there is a current. As a general rule have to rely on

logs that come down to start in the spring; generally have logs for three or four days or a week before big eddy opens; I have generally enough to start with; have had them two or three years.

I know Capt. Wilson who testified, and his mill; have no personal knowledge of his running lumber over his dam at his mill; it would cost half a dollar a thousand to fit lumber to run over the dam; would not insure its safety at any price; when the wind blew up stream, we could not get a boat through the logs in slack-water; if the slide was imperfect, or you couldn't get lumber over the slide, or the wind held the lumber back, then a boat could not go up through; if the channel was kept open and a good lock constructed, and the boat passed the lock, there would be no trouble in going on; but I don't believe they could manage a lock in high water; I have heard of rivers being improved by slack-water navigation.

There is most always lumber stored at Chippewa Falls, ready to run in the spring; the great damage of running lumber comes from running it when water is not at proper stage; It would be impossible to keep channel open through this pond when wind was blowing and logs running.

February 24, 1871.

H. S. ALLEN sworn.—I reside at Chippewa Falls; have lived there twenty-six years; my business has been making lumber, rafting and logging; am to some extent acquainted with pineries above Chippewa Falls; considered one of the best in the Northwest; am acquainted with the general character of the river as far up as logs are obtained; the river above the Falls is only navigable for bateaus, which we draw over the rapids; not navigable for steamboats, but for rafts from "Jim's Falls" in medium stage of water; have been engaged in running lumber from Chippewa Falls down; the river is considered good for running steamboats and rafts from the Falls in medium stages of water; I have myself run rafts down the river, and am acquainted with the navigation.

Was for about thirteen years engaged in the manufacture of lumber at Chippewa Falls. During all that time the Chippewa river from the Falls to Eau Claire was a good river for running rafts in ordinary stages of water. It was good for running rafts all that time except in extrem high or low water; am acquainted with the the river from Eau Claire down to the Mississippi. all things considered. The navigation of the river is as good from the Falls to Eau Claire, as from Eau Claire to the mouth of the river in ordinary stages of water. Am acquainted with the Dells, the place proposed to erect this dam; am acquainted from the bill, with the kind of works proposed to be put in. Such a dam as is proposed by bill, I should say, would obstruct navigation at that point. It would still obstruct navigation for boats and rafts, if locks and boats were ever so perfect. I should think these obstructions, if put into the river, would have the effect to injure the lumber interest above that

point, more particularly ; and what effects the lumber interest, we think affects agriculture and other interests.

In my opinion this dam is not needed to protect the lumber and logging interest in Chippewa Valley ; I do not think the proposed dam would have the effect to secure logs in extreme high water at Eau Claire ; I do not know of any way to construct works to hold logs at Eau Claire, except the means used at present ; I doubt if they can construct works to hold logs safe, with or without a dam at Eau Claire, in high water ; I think they can make it as safe without a dam as with it ; I wouldn't say that the works above would make the present works at Eau Claire any safer ; the construction of the upper works would enable them to get their logs by degrees, and hold them more safely.

Have had experience in running lumber over dams and chutes ; I built the first slide and run the first raft over it, ever run in Chippewa waters. My experience in running rafts has been pretty bad in the way of breaking lumber ; y first experience was on the small creeks running into the Menomonee ; I built three dams and three slides on one creek there ; after running over a considerable quantity of lumber, I found that it cost me more to run the slides and repair my rafts after running, than it did to haul my lumber the distance of three-fourths of a mile. I then abandoned the idea of running lumber over dams. My next experience was on Chippewa river at the Falls. I constructed a slide for running a low dam, which I built across the river ; I built it in the best manner I could ; we were always troubled with more or less breakages in running the slide ; sometimes we run safely, other times broke rafts very bad.

This dam was four or five feet high at head of Falls ; the slide about one hundred feet long ; here received the greatest damages at the foot of the slide, as the lower end of the rafts run off the foot of the slide, the cribs would sink to the bottom of the river, and very frequently break. The cause of sinking was from the speed of the raft running into the water below, which was comparatively slack to the water running over slide. The same is true to a certain extent of any chute, so far as my experience goes. These slides that were built, were not built for my own accommodation, but for those manufacturing lumber above. There used to be great complaint that the slide was not properly built, as they said they could have got over without breaking. I consulted with Mr. Manahan and other parties, as to the best method of constructing these slides and after building them in accordance with the conclusion we all come to, we found we had not improved it much, as regards the safety of running.

My next experience was a still bigger one ; it was in constructing a slide over a dam that I built half or two-thirds of the way down the rapids of the falls, sixteen feet high ; that slide was built by a man who pretended to be competent to build slides ; he constructed a slide over this dam in accordance with my opinion and

those above; when we came to use the slide we found our rafts broke very bad in running over it; we then lengthened the slide out to nearly three hundred feet, with fingers attached to it; the fingers were long sticks of round timber, attached to the foot of the slide and running down stream; they were put there for the purpose of buoying up and slackening the speed of the lumber and to prevent it from sinking and breaking on the bottom of the river.

After this alteration was made we thought we had it perfect, so that we could run over it without breaking, but on trial we found we were not sure of running over safely; sometimes we would break and sometimes go over safely; there was a large amount of lumber run over this slide, and a large amount of damages claimed for breakage; it cost me \$15,000 to compromise with these men for damage who run lumber from above; about seven millions feet were run over yearly; they rafted with two one-half inch grub-plank, with heavy grub-pins, that came up through the plank which form the bottom of the crib; in binding off rafts we bind with two inch plank; in rafting to run the slide, we generally put on double couplings, which is not done below the Falls.

In fitting for running, we put spring-poles into the forward end of the raft to raise it up and keep it from sinking. We coupled three and a half cribs together to run the falls; that was all we thought we could run over the slide safely. If the raft was longer, it would be more apt to break and run deeper into water. There are between eighty and a hundred millions of lumber manufactured in the vicinity of the Falls, that would have to run over the proposed dam.

I think it would cost from twenty-five to fifty cents more a thousand to run lumber over this dam, when completed with lock and slide, than it does now. I should think this estimate of twenty-five to fifty cents would cover the whole amount of damages and breakages—that is, if the dam and chute were kept in good repair. If the dam is not in repair and don't work well, we could not run at all. I could not estimate the damages in such a case.

I had some experience in running lumber over slides, the past four years—that is upon a creek I am now living upon, called Duncan's Creek; this creek has three dams on it, and three slides; those slides have been fitted and re-fitted every year, and they have never been a success in running lumber out of the creek; always breaking to some considerable extent; generally run two cribs in length over them. My experience is that all dams and chutes made to run lumber, are very liable to get out of repair—especially on big rivers, from extreme high water, and running of logs and drifts.

Am acquainted with the bend in the river above the Dells; I think if they can make that cut-off, and make it work well, they should throw the dam and piers across the river above the foot of the cut-off. They could make it as secure by putting in piers there as they could by a dam below. From what I know of the channel of the river, they can't make a cut-off and get the water through it



without making a dam across the river between the ends of the cut-off ; my reasons are that the water strikes from the east side of the river, probably a mile or half a mile above the cut-off when it strikes the west shore ; then the channel strikes over to the east shore again, leaving shallow water all along the head of the cut-off.

I heard Capt. Wilson testify as to a bend in his river similar to this ; it is similar in some respects, and in some respects it is not. The formation of this bend is entirely different, at the head of the cut-off, from what it is at his ; at this cut-off the river runs straight past the head of the cut-off, with the channel on the opposite side, while on his river there is a long bend in the river, keeping the channel close to the head of his cut-off. This gives the water a natural tendency to break through the cut-off, which in this does not. I once owned the Menomonee property where Capt. Wilson is, and ran that river.

If you put the Dells dam below the mouth of the cut-off, the current will still pursue its natural course, and the cut-off will fill up.

The building of the dam, and not the boomage, is the only feature of this bill which is opposed by the people living above. I never heard of anybody objecting to boomage, and everybody does object to the dam ; the people above are willing that the cut-off should be built ; never heard any objections to the cut-off without the dam ; in my opinion a boom can be built without the proposed dam, as safely as they can be without ; in my opinion the objects of this bill, as to boomage, can be as well attained without the dam as with it ; the head would hold more logs with a strong current than it would without a current ; with a dam built, and slack water, it would not hold a fourth as many logs in the same space as it would without. If it is necessary to build a dam at this point to hold logs, it is equally necessary at other points where they manufacture lumber below Chippewa Falls.

If the improvements as proposed, are built, the logs and lumber always coming down together as they do, will get so mixed up in the dead water in the pond, that it will be difficult to handle the lumber among the logs, thus causing a delay in getting them down ; if the wind was blowing up, it would mix the logs and lumber still worse and make it more difficult to get the lumber through the pond.

*Cross-examination* —If the dam should be constructed with good locks, as required in this bill, it would be an improvement to navigation in extreme low water, which is but a short time of the year. I built the steamer Chippewa—39 feet beam, 150 long, and drawing 4 feet water ; she made her regular trips up, over the Dells, in good, ordinary stages of water, as easily as she would run in any part of the Chippewa. I think there is a portion of every year when it would not be practical for steamers, that arrive at Eau Claire, to go over the Dells ; at that time the dam and locks would assist navigation over the Dells, if the pond was not filled up with

logs and lumber. The last slide on Chippewa Falls, I spoke of, was put in in 1856.

I have built no chutes since then; have not seen the chutes at Ottawa, Canada; have not examined the chutes at Capt. Wilson's mill for three years; have had no experience in running a chute where there was machinery to control the amount of water that entered the chute.

*Re-direct.* I would consider the dam and lock an obstruction for rafts and boats, in good water, for the river is good enough in ordinary stages. When I was running lumber, we never considered the Dells; in the lowest stage of water, the worst part to run.

Defendant rests.

C. R. GLEASON recalled:

The annual sawing capacity of the mills above the proposed dam who oppose this work is forty-four millions nine hundred and fifty thousand feet of merchantable lumber, one tour a day; the capacity of the mills above the proposed works and favoring them is twenty-nine millions five hundred thousand feet annually, one tour a day; the sawing capacity of the mills below the proposed dam favoring the work is eighty-three millions yearly, one tour a day.

There is a large interest in pine lands on the Chippewa, above the proposed dam, who favor this improvement; I have talked with Mr. Woodward, agent of the Cornell University lands; we have looked over this bill introduced in this house together; I have not seen him since the bill was amended; he told me they were unqualifiedly in favor of the bill, and would support it in every particular.

I have conversed with the following named gentlemen, to-wit: Mr. Flint and Mr. Rogers, of Dunn county; with Mr. McArthur, Mr. Hayden, Daniel Shaw & Co., G. A. Buffington, Mr. Hewitt, Mr. Rmery, of Winnebago county; captain Wilson, of the firm of Knapp, Stout & Co., Dunn county; Mr. Thorpe, of the Eau Claire lumber company, and with Mr. Putnam, of Eau Claire, all of whom own large quantities of pine lands on Chippewa rivers and tributaries, and are in favor of this bill as amended. The Cornell University, represented by Mr. Woodward, own over 400,000 acres above the Falls. The parties with whom I have conversed in relation to this matter, altogether, claim to own over 800,000 acres.

*Cross Examination.*—I am much in favor of this improvement; in talking with these men, I represented to them that it would be a great benefit to their interest, and they told me they believed it.

The following is the sawing capacity of the different mills referred to as opposing this improvement :

Waterman's Mill.....	1,200,000
Gilbert Company.....	9,000,000
Chippewa Falls Mill.....	18,750,000
Gravel Island Mill.....	6,000,000
Hodgin & Robinson's.....	6,000,000
Manahan's Mill.....	1,500,000
Colman & Mitchell's.....	2,500,000

The capacity of Union Lumbering or Chippewa Falls Mills, is not over eighteen million seven hundred and fifty thousand, as it is usually run, one tour a day, and in proportion as the other mills are estimated. This mill will cut on an average, one hundred and ten thousand, one tour a day. This amount does not include the gang put in last fall. The sawing season varies from one hundred and fifty to one hundred and seventy days—oftimes one hundred and fifty.

The capacity of the several mills above improvements who favor them are as follows :

John Barrons mill.....	6,00 000
Wheaton Lumbering Co.....	3,00 000
Prescott, Burditt & Co.....	3,00 000
L. W. Farwell.....	2,50 000
Wilson Hunter & Co.....	3,00 000
Ingraham & Kenedy.....	6,00 000

The last five will be in the slack water made by the dam; the owners reside at Eau Claire.

The following is the capacity of the mills below the Dells, favoring the improvements :

Mayhew's mill.....	2,000,000
Ingraham & Kennedy.....	2,500,000
Buffington.....	5,000,000
Chippewa Lumber Company.....	6,000,000
Ingraham & Kennedy.....	7,500,000
Ingraham & Pinkham.....	3,500,000
D. Shaw & Co.....	11,500,000
Esterbrook.....	2,500,000
Porter & Moon.....	6,000,000
Gorton.....	1,500,000
Boyd & Co.....	2,500,000
McOrary.....	2,500,000
Clough mill.....	1,000,000

Most of these mills depend wholly on Chippewa river for stock—some of them do not; of the persons named, owning pine lands in Chippewa county and who do not reside in that county, this list may not be over one-tenth of the whole; as to quantity they represent in the neighborhood of eight-tenths of the pine lands owned by parties outside of Chippewa county; the Cornell University lands are mostly pine lands.

I could mention some other parties who own such lands.

	Acres.
Flint owns.....	10 000
Rogers & Co .....	10 000
McArthur.....	10 000
Hayden .....	8 500
Hewett.....	12 000
Rumery & Kellogg, dont know.	
Knapp, Stout & Co.....	25 000
Eau Claire Lumber Co.....	40 000
Putnam & Co.....	30 000
Buffington & Smith.....	20 000
Jack-on.....	14 000
D. Shaw & Co.....	45 000
Ingraham & Kennedy.....	8 000
L. B. Vilas .....	15 000



REPORT  
OF  
HON. C. C. KUNTZ, CHAIRMAN  
OF THE  
COMMITTEE ON EDUCATION;

*Made to the Assembly, Tuesday Evening, March 21, 1871.*

The committee on Education, to whom was referred that part of the Governor's message relating to educational matters, gave it the most careful consideration, which was due to a document emanating from such a high source, and respectfully submit herewith the following report :

COMPULSORY EDUCATION.

The question of compulsory education, which has been discussed and agitated pro and con in this and other States for several years, is a grave and important one, and deserves the most careful investigation.

It is generally admitted that ignorance is a great evil and an obstacle in the course of the moral and material development of any nation, and it is therefore to be deplored in a nation with a republican form of government, because education and culture are the chief corner stones of free institutions, and ignorance is the great enemy of liberty and self-government. And furthermore, there is no country in which national existence or character will so depend upon good education and high cultivation as in ours. Here are vast multitudes, collected from other nations, as well as of native growth, thrown together in a breadth of territory, whose resources dazzle the imagination, and for the present defy calculations. And these multitudes, constantly increasing, and with so wide a field to act in, are in a state of freedom, as no other people has ever before possessed.

For all these reasons it is admitted by every one, that it is the first duty of the legislature to foster and encourage education ; but

when the question comes up, whether the state has a right to enforce school attendance, or whether it would be expedient under given circumstances to enact a compulsory school law, there arises a great diversity of opinions. While some deny to the state the right to enforce such a law, others are of the firm opinion that it would be impracticable. It is true the compulsory system has worked well in Germany.

But it must be remembered that Germany is a densely populated country, where nine-tenths of the people live in cities and villages, with the school houses in their center; hence no child is prevented from going to school on account of too great a distance to the school house, bad roads or inclemency of the weather. How different here! In a country so sparsely populated, where the school house is often two and three miles distant, where bad roads, swollen streams and creeks and the inclemency of the weather very often prevent school attendance, and where that governmental surveillance that can enforce such and similar laws in monarchical countries does not exist,—would not a compulsory school law be a dead letter, because it could be avoided under one pretense or another?

And it must be also borne in mind that the high state of education and intellectual development in Germany is not due alone to the compulsory school attendance. It is perhaps just as much due to the harmonious system founded upon true pedagogical principals carried out from the common schools up to the university, and the superiority of the teachers and professors.

Every German school teacher is a graduate of normal school and a man of culture, making teaching a profession for life time, with a fair social position, and only liable to be discharged for gross or immoral conduct. He loves his profession and places all his hope in life upon it. How different here? By merely adopting the German compulsory law we cannot reach the effectiveness of the German schools. We might just as well expect to create a Prussian army by enrolling every able bodied man to be commanded by an ignorant and deficient corps of officers.

But the main question in relation to this matter is: Is the school attendance in this state so unsatisfactory as to call for a compulsory school law? It has been stated that there are over 50,000 children in this state who do not attend school, and who are growing up in ignorance. With all due respect to the high source from whence this statement emanates, we must be allowed to doubt the accuracy and reliability of these figures. It is true, that of the 412,000 persons between the ages of four years and twenty years, there are nearly 300,000 attending public, private or high schools. Does it logically follow that the remaining 100,000 or 50,000 are growing up in ignorance? Is any sane person willing to assert that all persons ought to go from their fourth to their twentieth year to the common school? Are not six or eight years out of the sixteen sufficient to master all branches taught in our common schools? The

children between the ages of four and seven, number at least 80,000, of which number, according to the highest estimate, hardly 30,000 attend school, leaving 50,000 at home.

But this is no misfortune for the cause of education; nay, it would be desirable to keep all children of that age out of school. Of persons between the ages of fifteen years and twenty years, there at least 110,000 in this state, and it is safe to say that no more than 40,000 of that class attend school, because they are really past the average school age, and have undoubtedly attended school more or less in previous years. They have now entered upon the active pursuits of life; several thousand teaching, and a great many already married. If we add the absentees below the age of seven, to those above fifteen, there will remain a very small percentage growing up in ignorance. And that this is actually the fact, is shown by the census returns. There are only three New England States showing a smaller percentage of adult illiterates than Wisconsin, and if we take the New England States as a unit, Wisconsin stands foremost in the United States, having but 4 1-2 per cent of adult illiterates, while the New England States have 5 per cent.

The same proportion takes place in regard to the illiterate adults above twenty and under twenty-one years.

While we assert that the number of children attending schools in Wisconsin is sufficiently large (as large as in any State), we will admit and deplore that the yearly average attendance of each pupil is too short, and that too large a number attend irregularly. Can these evils be remedied by a compulsory school law? Let us first see what are the causes: indifference and poverty of parents, inconvenience of location of school houses, and mainly, the inefficiency of school teachers. These being the causes, the remedies must be adopted to meet them. The indifference must be overcome by diffusion of enlightened views concerning the importance of education; inconvenient location of school houses must be changed wherever possible; the inefficient teachers, who are unable to make their schools attractive by interesting their pupils and exciting their thirst for learning, must give place to others.

The co-operation of all parties interested is necessary for the removal of this evil. More, however, depends upon the teachers than upon all others. A good teacher possesses the power to make his school attractive to the child, and when the child is attracted to the school-room, its persuasion will be irresistible with the parents. The percentage of attendance of a school is generally a fair index to the capacity of the teacher.

Have we a sufficient corps of skillful and efficient teachers? Any one who has visited our schools and understands but the rudiments of pedagogics will answer no. How can it be otherwise? More than 90 per cent. of our teachers have never received any instruction in the art and science of teaching, 40 per cent. are new and inexperienced, changing their places every term, looking upon the



school room as a mere make-shift for the present. Need we wonder that their hearts and souls are not with their calling, that they are slaves to their text-books, and who seem to believe that their whole duty consists in "hearing recitations."

These statements may sound harsh to many, but they are nevertheless true of the great majority of our teachers. Wherever we go, we hear the same complaints. Prof. Phelps, of the Minnesota normal schools, says in his report: "While much has been done for the improvement of elementary instruction, especially in cities and larger towns, as a whole, the schools forming the lower part of our system are deplorably deficient. They are mainly in the hands of ignorant, unskilled teachers. The children are fed upon the mere husks of knowledge. Poor schools and poor teachers are in the majority throughout the country. Multitudes of schools are so poor that it would be as well for the country if they were closed. They waste its resources. They are little else than instruments for the formation of mental deformities. They repress the native aspiration of the child for knowledge. They foster habits of indifference and carelessness, which are the bane of his future life. That the inefficient and worthless character of so many of these lower schools is a prolific cause of ignorance is proved by the fact that whenever good schools take their places, a large increase of attendance at once occurs, and the 'noble army of truant and absentees' is correspondingly diminished."

How and by what means can we procure better qualified teachers? Can the present system of State Normal Schools be extended so as to supply the want of trained teachers? We believe not, because it would take at least fifteen Normal Schools to supply all schools with trained teachers; and if it were possible, it would not benefit the great majority of our country schools, as they are neither able nor willing to pay such a salary as a graduate of a normal school has a right to expect. What the State needs is a harmonious system of county academies with a Normal department. Such institutions would not only afford an opportunity to all youth of the State to get a higher education, and would furnish well prepared students to the University, but would also do more through its Normal department to elevate the character of our common schools than can possibly be done by State Normal Schools, which will, under existing circumstances and the present condition of the country, only provide cities and villages with trained teachers. Let us see how such an academy with three or four classes could be organized and what studies pursued:

*Hours per Week for each Class.*

<i>Subjects.</i>	I.	II.	III.	IV.
English.....	3	3	3	2
German.....	3	3	3	2
French.....	..	2	2	2
Latin.....	..	3	5	5
Greece.....	..	..	..	5
Arithmetic and Mathematics.....	3	3	4	4
Natural Sciences.....	3	3	4	4
Geography.....	2	2	..	..
History.....	3	2	2	2
Science of Government.....	1	1	2	2
Penmanship.....	2	2	..	..
Drawing.....	2	2	2	2
Vocal Music.....	2	2	2	2
Book-Keeping.....	1	1	..	..
Art and Science of Teaching.....	5	5	..	..

Art and science of teaching Latin and Greek could be made elective. A great many pupils would attend only one or two years; for this reason the art and science of teaching ought to be taught the first two years.

With such an academy in each county there would be no more excuse for being an inefficient teacher; our schools would be elevated and improved in a very short period. It is true such a system of high schools would call for an expenditure of about \$200,000, but this sum, large as it may appear, is only ten per cent of the amount now expended for our common schools, half of which is wasted on account of untrained and inefficient teachers.

But whatever these schools may cost, the State cannot foster and encourage education to a better advantage than by establishing such institutions. They will afford the possibility of education as widely and freely as the common schools, but it will be the possibility of a higher education, consistently and harmoniously ordered.

Now a vast amount of time is lost in childhood and youth for the want of early opportunities of educational training, and young men who propose to enter the higher institutions of learning have either to suffer the loss of knowledge which ought to have been acquired long before, or are compelled by spasmodic efforts, often ruinous to the health and injurious to the mind itself, to make up, and that in an imperfect manner, the deficiencies of early life.

Our University would also be elevated, because it would be attended by a class of well prepared students. Every one who has studied the development of the school system in other countries, know that without a perfected university, we can never have a perfected system of public education, even in the lowest degree; and as it has been, so must it ever be, that popular education must flow out of the higher institutions, as the showers that water the valleys and plains fall from clouds which were gathered on the mountains.

The University, the academies, the normal schools, once started into existence, must move on together. Rush is necessary to the

whole, and the prosperity of each contributes to the prosperity of whole. Nothing but sheer socialism or other ignorance can conceive of any opposition between them. As it has been truly said: "Education is like a garden of trees, where some are just springing from the earth, some have attained a young growth, some are beginning to tower aloft in nascent form, beauty and strength, while others have reached a mature and majestic growth, and are bearing seeds and scattering them far and wide. There can be no great trees, unless there are first the little sprouts shooting through the soil, but the great trees sow the seeds which perpetuate the kind."

The following bill, introduced at the latter part of the session, did not, for want of time, receive that attention which it deserves; but it is to be hoped that at the next session of the Legislature it will become a law:

**A BILL PROVIDING FOR COUNTY ACADEMIES.**

Introduced by C. C. Kuntz.

Section 1. Each county in the State, having a population of two thousand inhabitants or over, as shown by the last State or Federal census, may establish an academy on the conditions and in the manner hereinafter prescribed, for the purposes of affording better educational facilities for pupils more advanced than those attending district schools, and for persons desiring to fit themselves for the University.

Section 2. For the purpose of encouraging the establishment of such academies, there is hereby annually appropriated the sum of one hundred thousand dollars, or so much thereof as may be needed, out of any moneys in the State treasury not otherwise appropriated.

Section 3. Any county that shall establish such an academy in the manner hereinafter prescribed, shall receive from the State treasury, one hundred dollars for every one thousand inhabitants in such a county; *provided, however*, the county will raise at least an equal amount and provide for the necessary building.

Section 4. Whenever a majority of the board of supervisors, at any one of their regular meetings, shall have decided to establish such an academy, they shall immediately proceed to appoint six persons, who shall be residents of the county, but no more than two of whom shall be residents of the same town, who shall with the county superintendent of common schools, constitute a board of trustees for said academy. Each of said trustees, appointed as aforesaid, shall hold his office until his successor is elected and qualified; and shall be required within ten days after appointment, to qualify, by taking the oath of office and giving such bonds as may be required by the said board of supervisors, for the faithful discharge of his duties.

Section 5. At the next general election after said appointment, there shall be elected in such county, six trustees, who shall be divided into three classes of two each; and each class to hold their of-

five one, two or three years respectively, and their respective terms to be decided by lot; and each year thereafter there shall be two such trustees elected to succeed those whose term is about to expire. And said trustees shall qualify and enter upon the duties of their office in the same manner, and at the same time as other county officers.

Section 6. The county superintendent shall be ex-officio president of said board of directors, and at their first meeting in each year, they shall appoint from their own number a secretary and treasurer, who shall perform the usual duties devolving upon such officers, for the term of one year, or until their successors are appointed to take their places.

Section 7. At said meeting, or at some succeeding meeting called for such purpose, said trustees shall make an estimate of the amount of funds needed for building purposes, for payment of teachers' wages and for contingent expenses, and they shall present to the board of supervisors a certified estimate of the per centum of tax required to raise the amount desired for such purposes.

Section 8. The said tax shall be levied and collected in the same manner as other county taxes, and when collected the county treasurer shall pay the same to the treasurer of the county academy, in the same manner that school funds are paid to the district treasurer as required by law.

Section 9. The amount of money which the county is entitled to receive from the state, according to the provisions of section 3, shall be paid by state treasurer to the treasurer of the county academy, on the warrants of the secretary of the state, to be drawn in pursuance of the certificate of the secretary of the board of trustees, and countersigned by the president of said board of trustees, and such other evidence as the secretary of the state shall require; and no such certificate shall be issued until the necessary buildings shall have been provided by the county, or any town, village or city therein.

Section 10. The treasurer of the academy shall give such additional bond as the trustees may deem sufficient, and receive all moneys from the state and county treasury and from other parties, that belong to the funds of said school, and pay the same out only by direction of the board of trustees, upon order duly executed by the president, and countersigned by the secretary thereof, stating the purpose for which they were drawn. Both the secretary and treasurer shall keep an accurate account of all moneys received and expended for said academy; and at the close of each year, and as much oftener as required by the board, they shall make a full statement of the financial affairs of the school.

Section 11. The said board of trustees shall proceed as soon as practicable, after their appointment as aforesaid, to select the best site that can be obtained without expense, and a title thereof shall be vested in said county. They shall then proceed to make such

purchases of material, and let such contracts for their necessary school buildings as they may deem proper. The said board of trustees shall also have power and authority to demand and receive the sum or sums of money donated and subscribed by any person or persons, or any town, village or city in the county, to aid in the erection of the necessary buildings in such manner as said board may prescribe, and apply the same to the erection and completion of the required buildings, the purchase of the necessary books, apparatus, furniture and fixtures.

Section 12. When said board of trustees shall have furnished a suitable building for the academy, they shall employ some competent teacher to take charge of the same and furnish such assistant teachers as they may deem necessary and provide for their salaries. The course of studies to be pursued in such academics shall be: English language and literature, German language and literature (French and Latin eclectic), mathematics, natural science, geography, history, national economy, the fundamental laws of the United States and this state, book-keeping, drawing and vocal music, and a special course of instruction in the theory and art of teaching for those students who desire to fit themselves for the vocation of teaching. As far as practicable, model schools shall be encouraged.

Section 13. Tuition shall be free to all pupils of such academy residing in the county where the same is located. The board of trustees, however, shall make such rules and regulations as they deem proper in regard to age and grade of attainments, essential to entitle pupils to admission in the school. If there should be more applicants than can be accommodated at any time, each district shall be entitled to send its equal proportion of pupils, according to the number of scholars it may have, as shown by the last report to the county superintendent of common schools, and the boards of the respective school districts shall designate such pupils as may attend.

Section 14. If at any time the academy can accommodate more pupils than apply for admission from the county, the vacancy may be filled by applicants from other counties, upon the payment of such tuition as the board of trustees may prescribe, but at no time shall pupils continue in said academy to the exclusion of pupils belonging to the county in which such academy is situated.

Section 15. The principal of any such academy, with the approval of the board of trustees, shall make such rules and regulations as he may deem proper, in regard to studies, conduct and government of the pupils under his charge, and if any such pupils will not conform to, and obey the rules of the school, that they may be suspended or expelled therefrom, by the board of trustees.

Section 16. The said board of trustees shall annually make a report to the board of supervisors of their respective county, which shall specify the number of students, both male and female, who have been in attendance at the county academy during the year;

the branches of learning taught, the text books used, the number of teachers employed, the amount of salaries paid to them, the amount expended for library and apparatus, and for building and all other expenses; also the amount of money on hand, debts unpaid, and other information deemed important or expedient to report. Said report shall be printed in at least one newspaper in the county, if any is published therein, and a copy of the report shall be forwarded to the state superintendent of public instruction.

Section 17. The board of supervisors shall have power to fill any vacancy that may occur in the board of trustees of that county by appointment, until the next general election, and a majority of any such board of trustees shall be a quorum for the transaction of business.

Section 18. The board of supervisors may allow each member of the board of trustees the sum of two dollars per day for the time actually employed in the discharge of his official duties, and when such accounts are presented for payment, they shall be audited and paid out of the county treasury, in the same manner as other accounts against the county, and said trustees shall not be entitled to any further remuneration for services or expenses.

Section 19. This act shall take effect and be in force from and after its passage and publication.

## VALUE OF SCHOOL STATISTICS.

"Show me the nation that has the best schools, and I will show you the foremost nation. If the world does not acknowledge this to-day, it will to-morrow."—JULES SEMORE, *Minister of Education in France*, 1865.

"I do not know, whether figures govern the world, but this I do know, they show *how* it is governed."—GOETHE.

Dr. FICKER, the eminent statistician, uses, when he speaks of the value of schools, statistics, the following forcible language:

It cannot be denied that the best and noblest blossom on the tree of human culture, the development of the intellect and morals, blooms in every country on its own ground and under peculiar conditions. The educational system of a nation bears, therefore, in every country its own distinctive impress, to understand thoroughly which would require a retrospective view as well as study of the present condition.

The way in which education develops itself in a country will be the only sure standard of measuring the intellectual development of its inhabitants. The gathering and exhibiting of the facts which express this development are therefore synonymous with the statistics of a nation's most cherished treasure—its intellectual development. Good educational statistics will show the present generation occupied with caring for a future one; it will faithfully depict a nation's hopes and fears connected with this care, and will thereby enable states and individuals to preserve the intellectual heritage of centuries long gone by, and transmit it to the coming generations. Education statistics alone can show the way out of the bewildering maze of different educational systems; they will be of more than ordinary importance in a state, occupied with a reform of its educational system. All such reforms would build on a very unsafe foundation, if they had not been preceded and were not constantly accompanied by most exhaustive educational statistics.

The following educational statistics are very incomplete, but it has been my endeavor, as far as possible in so small a space, to give a general outline of the educational status in all countries. I endeavored to make them as reliable and correct as possible with the material on hand. Amongst many other works which I have examined, I will mention the Report of the Commissioner of Education of the United States, John Eaton; the very able and impartial Report on Education in Europe and America, by J. W. Hoyt; the

Statistical Report on Education in Prussia, by Dr. Engel; the excellent history of Pedagogics, by Dr. K. Schmidt, and Kolb's Statistics.

	Percentage of populat <sup>n</sup> at- tend'g sch <sup>l</sup> .	PER CENT. OF ILLITERATE ADULTS.						Expend. per cap. of school population.	
		Native.	Foregn.	Total.	Former slaves included.	Persons aged 20, under 21.			
						1840	1850		1860
Alabama .....	16	18	11	18	55	18	20	17	\$1 49
Arkansas .....	20	10	04	19	40	23	27	19	3 99
California .....	13	07	10	08	.....	7	8	11	11 44
Connecticut .....	19	00.44	17	03.43	.....	33	32	3	10 29
Delaware .....	25	32	26	27	18	14	16	2	70
Florida .....	04	16	16	16	53	10	19	16	0 91
Georgia .....	18	11	13	53	20	20	18	.....	.....
Illinois .....	27	07	11	08	.....	15	11	08	7 83
Indiana .....	27	11	10	11	.....	15	18	11	2 37
Iowa .....	27	06	12	07	.....	6	11	7	7 21
Kansas .....	16	06	05	06	.....	.....	6	6	6 45
Kentucky .....	13	18	13	18	32	17	21	17	0 60
Louisiana .....	07	12	07	10	53	4	17	10	2 84
Maine .....	10	00.80	29	02.68	.....	1	2	3	4 78
Maryland .....	13	14	03	12	23	8	10	6	4 50
Mass chusetts .....	18	00.87	30	07	.....	1	5	7	16 45
Michigan .....	23	03	12	05	.....	2	4	5	6 40
Minnesota .....	22	02	11	06	.....	20	6	5	71
Mississippi .....	11	10	11	61	12	11	10	2	65
Missouri .....	15	14	10	13	20	16	15	13	.....
New Hampshire .....	17	00.63	30	02.55	.....	1	2	3	4 46
New Jersey .....	18	05	14	07	.....	4	6	6	6 38
New York .....	22	02	17	07	.....	4	6	6	6 33
North Carolina .....	05	26	05	25	48	28	31	31	0 48
Ohio .....	16	06	09	07	.....	6	7	6	6 43
Oregon .....	06	11	06	.....	.....	3	6	.....	.....
Pennsylvania .....	27	04	15	06	.....	5	6	5	7 68
Rhode Island .....	14	01.60	26	06	.....	3	4	6	6 20
South Carolina .....	03	12	07	12	61	19	13	11	.....
Tennessee .....	14	20	23	20	39	25	26	20	0 91
Texas .....	08	27	10	36	.....	13	10	.....	.....
Vermont .....	22	00.62	42	05	.....	2	4	5	6 47
Virginia .....	18	16	13	42	19	20	16	.....	.....
Wisconsin .....	23	01.39	63	04.52	.....	11	5	4	4 98
Total for 1860. ....	.....	08.26	14.64	09.42	20	9	11	9	.....
Total for 1850. ....	.....	10.87	15.20	11.48	23	.....	.....	.....	.....

In 1860, the adult white population of the United States was a little over thirteen and a half millions, of whom 1,218,808, were



illiterate or nine and one-half per cent. Of this number 871,418, or nearly seventy per cent. were natives, and 341,890, or thirty per cent. were of foreign birth.

In the first column showing the percentage of the population attending school, the New England states show a smaller percentage than several western states; but it must be remembered that the New England states have for several reasons proportionably fewer children.

It will also be noticed that the New England states with exception of Rhode Island, have less than one per cent. native illiterates. The next in order is Wisconsin, with one and one-quarter per cent. of native illiterates, but if we take the native and foreign population together, then there are only three states, Maine, New Hampshire and Connecticut, ahead of Wisconsin; because the percentage of the illiterate foreign population in the New England states is more than three times as large as it is in Wisconsin, there running up as high as thirty per cent., while here it is only eight per cent.

According to the census of 1860, the United States had 31,000,000 inhabitants and 9,400,000 persons between the ages of four or five and twenty, of whom 5,600,000 attend school more or less; leaving 3,800,000 out of school; but if we count the children of the regular school age—that is between the ages of 6 and 14—there could have been not more than 5,000,000.

According to the school reports of 1869 and '70, there are 6,750,000 pupils attending schools, but in this number the school children of six States are not included; it is therefore fair to estimate the total number attending school more than or less at 8,000,000 or twenty per cent of the whole population:

The expenditures for the common schools cannot be much less than seventy million of dollars, and if we add to this sum the expenses for intermediate and higher education, the whole amount cannot be much less than 90 million dollars.

Besides great many High Schools and Academies, the United States have:

337	Colleges and Collegiate Institutions,
93	Theological Seminaries,
28	Law Schools,
72	Medical Institutions,
81	Normal Schools,
26	Agricultural Schools,
58	Institutions for the Insane,
36	.....do.....Deaf and Dumb,
23	.....do.....Blind,
7	.....do.....Idiots.

We have Schools by thousands (160,000), and Colleges by hundred, but no great centres of learning, graced with able professors, amply provided with libraries, apparatus and collection—we have no real Universities.

One of our best-informed American writers in relation to educational matters says: "It is not deemed necessary, by a presentation of facts so abundant on every hand, to make proof of the absolute deplorable condition of higher education everywhere in the New World, and that we have, as yet, no near approach to a university in America—a statement which no well-informed citizen will venture to deny—a fact freely acknowledged and bewailed by the responsible heads of the very highest of all our higher institutions."

We like to call ourselves a practical people. In the matter of education, at least, we are singularly impractical. Where can our lawyers, writers, teachers, scientists find adequate preparation, just such a preparation as they really need and nothing else? Where does the young writer find the opportunity to master such trifles as political economy, history or æsthetics before he is broken into or broken down by the treadmill of the press? As to our pedagogues, the less we say of them the better. Even the students of science have little chance of advancing beyond the mere rudiments of their respective studies. We are in this matter of education, most impractical, and yet, paradoxical as it may seem, we are impractical because we are not theoretical. We have not made the serious attempt to realize a theory of education. We have never even put the question how we can best give our young men the general and the special training that they need.

"Germany has long ago met and answered this great question. Outside of Germany we may look in vain for the full ideal and realization of national education, perfect, of course, humanely speaking. Yet five years ago, or even as recently as last July, Germany was looked upon by the mass of Americans as inhabited by a dreaming, impractical folk. France is now learning, to her utter discomfiture, that the mandits allemands are intensely practical, and we can at least watch from afar and profit by her experience. The wonderful results of the Franco-Prussian war are not due to mere numbers, but to discipline and patience, brains and methods.

Germany is in all the essentials of life the most practical nation in Europe, say in the world. No other nation can produce on an emergency so many men perfectly trained for just the work that is demanded of them, be that work the marshalling of a vast army, or the building of a railroad, or the revision of a code of laws, or the publishing of a *sanscrit* dictionary, or the illustration of a young lady's poetical album.

The German theory of education, compressed within a few lines, is as follows: For general, preliminary training, the utmost rigor; for special development, the utmost freedom. The foundations are laid slowly, elaborately, conscientiously, in the gymnasium or in the real school. Nothing like cramming is tolerated, but the hours are taken up in teaching and explanation quite as much as in hearing recitations. Then when the scholar has passed his *abiturient* examination the university receives him as a student. He is free to

choose his faculty, and has perfect control of his time. All that the university can do, or attempt to do, is to furnish him with the means and the opportunity of learning.

Is the system a good one? By its fruits shall it be judged. No other nation, least of all our own, can claim that its university men are its true representatives. No other nation can boast of such rank and file of lawyers, doctors, teachers, editors, writers, clergymen—all university men. Irrespective of action or creed, the alumni of the German universities are the fruit and flower of the national stem. They are true brethren in the spirit."

### *Prussian School Statistics for 1869.*

Prussia proper, with a population of 19,200,000 (before 1866), had:

Public.	Schools.	Teachers.	Pupils.
Elementary schools.....	25,156	38,137	2,785,322
Intermediate schools.....	503	1,674	90,899
Real schools.....	117	1,210	27,163
Progymnasiums.....	37	816	3,931
Gymnasiums.....	148	2,269	48,158
Private elementary.....	609	1,683	52,682
Private intermediate.....	601	2,677	53,914
Normal schools.....	62	500	3,610
Schools for art, trade, agriculture, navigation and commerce.....	97	371	5,260
Schools for mechanics.....	445	667	29,023
Schools of all kinds except universities	28,434	47,980	3,163,069
Males.....			1,637,909
Females.....			1,525,260

Or, 16½ per cent. of the population.

The total amount expended for teachers in public primary schools amounted to 7,449,224 thalers (or about \$5,000,000) of which 2,320,968 thalers were school fees, 4,799,958 thalers were raised by the communes and 328,298 contributed by the government. If we add the outlay for buildings to the above sum, the yearly expenditures will amount to nearly ten million of thalers (six and two-third million of dollars) for primary education; and if we include the expenses for secondary and higher education, the whole amount will not be far from ten million of dollars. The average expenditures for a gymnasium with eleven teachers are 8,500 thalers, whereof 3,500 thalers are derived from school fees, 3,000 from rents and endowments, and 2,000 thalers from the state.

"These gymnasiums and real schools are the pride of the German people, and well they may be, for in no schools in the world are physical, intellectual and moral discipline so admirably harmonized and made effective in the great work of developing and furnishing

the youthful intellect with the implements of future possibilities.”  
—Dr. HOYT, in his report.

Of 100 boys who attend the primary department 3.07 per cent. enter the intermediate school, 1.09 per cent. the higher burgher or real school, 0.28 per cent. the progymnasium, and 3.58 the gymnasium; or in other words 5 per cent. of all the boys receive a higher education, and one per cent will reach the university or polytechnic school; consequently every one hundredth man has a University education, every twentieth man has been at the gymnasium, and every ninth man has received a higher education of some kind.

The educational condition of Prussian conscripts, 1866–1867 :  
The number of conscripts for the army was 99,716. Of this number there were not able to read or write :

	Per ct.
In the Province of Posen.....	15.80
Prussia.....	12.28
Silesia.....	3.42
Hanover.....	2.28
Lauenburg.....	1.19
Brandenburg.....	0.81
Of the Rhine.....	0.68
Hesse.....	0.56
Nassau and Frankfurt ..	0.33
Saxony.....	0.17

Total number of recruits who could not read and write, 3,800, or 3.81 per cent.

But it must be borne in mind that the provinces of Posen and Prussia, furnishing the greatest part of illiterate, were originally Polish, and hardly one-half of the inhabitants now are Germans. As a Prussian regiment is 3,000 strong, we find at an average in each regiment (exclusive of officers who receive their education at the military academies) 270 men who have received a higher than elementary education, 150 of whom have attended the gymnasium and 30 have a university education.

The other German states have equally as good schools, primary as well as higher, as Prussia.

SAXONY, with a population of a little over two millions, has 1,974 primary schools, equal to any in the world, with a corps of 4,589 teachers, and 331,854 pupils. The schools of secondary, special and superior grade embrace a university and polytechnic institution and one each of scientific research, mines, forest, the arts and trade, surgery, military, artillery, cadets and normal for training teachers of gymnastics. It has nine superior normal schools, five of architecture, five of commerce, seven real schools, twenty-five gymnasiums, four weaving, twenty-five lace making; then there is the great university of Leipzig and the world renowned gallery of paintings at Dresden.

BADEN, with a population of less than one and one-half million, has 2,157 primary schools, the character of which may be judged

from the prescribed course of instruction. The studies pursued are: religion, German arithmetic, geometry, natural history, history, geography, natural philosophy, writing, drawing, singing, gymnastics and needle-work.

Baden has also a great number of secondary schools (lyceums, gymnasiums, *bürger* schools) one of the best polytechnic schools at Carlsruhe, and two universities at Freiburg and Heidelberg, with over 150 professors.

Foremost among the German states to adopt a liberal and thorough policy of public instruction stands Wurtemberg, with over 2,300 primary schools. The normal schools of this kingdom are of a superior quality; it has also one university, six gymnasiums, four lyceums, seventy-eight grammar schools, thirty-two real schools and of the best agricultural institutions in the world.

BAVARIA with a population of a little over four and a half millions, has 7 126 elementary schools, with 8,205 teachers. Of higher schools there are twenty-nine gymnasiums with 500 teachers and 8,000 pupils, thirty-seven real schools, one polytechnic school and three universities. Munich, the capital, stands in relation to art alma mater to the other German states.

The German confederacy, with thirty-eight million population, has in round numbers

50,000 primary schools with 70,000 teachers and 6,000,000 pupils.	
2,000 secondary.....do.....	8,000.....do.....400,000...do..
100 normal.....do.....	800.....do.....7,000...do..
200 technical.....do.....	700.....do.....10,000...do..
19 universities.....do.....	12,000.....do.....12,000 stud'ts

The expenditures for educational purposes amount to twenty million of dollars.

The schools in SWITZERLAND are similar to those in Germany, and equally as good. The provisions for securing good teachers are admirable. School attendance is, as in all the German states, obligatory in most of the cantons; in some of the cantons school age is from 7 to 14, in others from 6 to 16 years. Foremost among the cantons are Bern and Zurich; in the last named cant., with scarcely more than 250,000 inhabitants, besides having the honor of possessing the great university, and the excellent polytechnic school for the confederacy, and the usual array of normal and high schools, we find no less than 514 primary schools, about 75 classical and 320 schools of labor, giving instruction to nearly 10,000 of such as, while they must learn to work, may still learn to think.

In the canton of Bern, with a population of less than 500,000, we find one university, two cantonal schools, one real school, six normal schools, five progymnasiums, thirty high schools, 144 private institutions, 1,393 primary schools.

**ENGLAND.**—From the reports of 1866, the number of schools inspected was 13,556, with an average attendance of 1,082,056. 1854 there were but 3,825 schools, with 461,445 children.) The entire expense of these schools, including, besides government aid, income from endowments, school-pence, voluntary contributions and other sources, amounted to about \$6,000,000. The census of 1861 shows 4,549,292 children of the ages from 5 to 15, of which 2,616,778 received some kind of instruction; 638,274 "are employed otherwise;" and 1,194,247 remain at home without instruction.

The census of Scotland shows 467,056 pupils receiving instruction. The number of schools reported in Ireland was 6,453, with an average attendance of 321,901. Of secondary schools, England and Wales had, in 1864, 782 endowed grammar schools, with an income of over \$1,000,000, and attended by 86,874 boys; the proprietary schools of this grade had an average of 12,000 on their lists of pupils, making a total of 52,000 boys receiving what passes for a secondary education, but which the commission pronounces in many cases not to exceed in value that of primary education.

Of secondary schools of a higher standard, England has nine, educating about 3,000 pupils. The two Universities at Oxford and Cambridge are institutions for superior education; they are richly endowed, and with a board of instruction of 250 professors and tutors, are educating an average of 1,000 students.

*Scotland* has four Universities, (similar to our American Colleges), with an instructional force of less than 100, and instructing 4,500 young men.

*Ireland* has the University of Dublin, with an income of \$240,000, and three colleges.

In 1841 there were in England 41.8 per cent. of newly married people who could not sign their marriage contracts; in 1859 there were 32.2 per cent. of that class. Of male persons who could sign their marriage contracts, there were in London 89 per cent.; in the counties of Monmouth and Hereford 55 per cent.; and females in London 80 per cent., in Lancashire 45, in North Wales 44, and in South Wales 40 per cent.

England has in the last few years improved her school system considerably, but still there are only 9 per cent. of the population in school.

**Canadian Provinces.**—Lower Canada reported in 1864 7,794 elementary schools, with a gross enrollment of 557,547 pupils; for Upper Canada, about one in four for the whole population, though the average for the year shows but 38 per cent. of the enrollment. The total expenditures of these schools for the year was \$1,874,712, out of which sum \$274,227 came of public appropriation.

During the same year 5,352 pupils were reported in attendance.

upon grammar schools, at an expense of \$85,910, of which sum \$44,274 was from legislative aid, and which averages about \$900 to a school.

In both provinces are institutions aiming at higher instruction than can be furnished at the schools mentioned. Principal among these is the College of Upper Canada, at Toronto.

FRANCE—with a population of over 37,000,000, and 6,000,000 of children between the ages of 6 and 14,; has 67,235 common schools, attended by 4,731,946 children: 37,893 secular schools for boys, with 2,145,420 pupils; 8,251 denominational schools for boys, with 482,008 pupils; 12,491 secular schools for girls, with 604,247 pupils; 13,101 denominational schools for girls, with 1,059,966 pupils. Of the female denominational teachers, (sisters) there are 12,355 who had not passed any examination. The character of a great many of the teachers seems to be very inferior, in intellectual as well as moral development. In thirty months, (from January, 1861, to July, 1863,) of the 3,351 clerical male teachers, 23 were found guilty of crime, and 22 of misdemeanor, while the 37,893 secular teachers furnished 99 convicts—19 for crime, and 80 for misdemeanor; or in other words, the clerical teachers, proportionately, furnished five times as many convicts as the secular teachers.

There are over 1,000 communes without any school, and over 10,000 have only temporary schools; and over 19,000 communes have no school-house of their own.

The children between the ages of 7 and 11 number 4,018,427, of whom 3,148,540 attend school, leaving over 800,000 out of school; the whole number attending school amounts to about eleven per cent. of the whole population.

To defray the expenditures for the common school, the State contributes six millions of francs, the departments five millions; the communes eleven and a half millions and the families nine millions; total sum, including the expenditures for normal schools, thirty two millions of francs (a little over six millions of dollars), or not quite as much as the court expenses of the empire used to be.

Of the 288,936 registered marriages of 1860, there were 86,142 male and 124,744 female persons who could not sign their marriage contract, or nearly one-half of the women and one-third of the men. But this illiteracy is not equally divided in the different departments. In Alsace and Lorraine, the originally German provinces, we find but from three to five per cent. illiterate, while in the departments of Corse, Finistere and Haut Vienne they run as high as seventy and seventy-five per cent.

Of the 322, 204 conscripts of 1860, 90,781—29 per cent., could neither read nor write; 9,088—2 per cent., could read and write imperfectly; 203,192—65 per cent., could read and write; 9,198—2 per cent., had a higher education.

But it must be borne in mind that only one third of the conscripts is required for the army, and that the wealthier and better educated class use to buy substitutes or pay a certain sum of money, hence it is safe to assert that more than one half of the French army consisted of illiterates. The statistics of the criminal courts show, that for the last twenty years out of every 1,000 criminals there were from 810 to 843, more or less illiterates.

France is well provided with institutions for secondary and superior education. It has 16 universities with 14,165 students, 81 lycées, similar to our colleges, with 33,680 pupils and a considerable number of communal colleges and latin schools attended by 38,038 pupils.

The amount voted from the general fund of the empire for public instruction of all grades was in 1867, \$4,250,000, of which nearly one half was for primary and secondary schools, the remainder being devoted to superior education.

AUSTRIA, with a population of over thirty millions, and five millions of children between the ages of six and fourteen, has 29,445 primary schools, attended by 2,700,000 pupils, or about eight per cent. of the whole population.

In the German provinces of the empire, where the people come more directly under the influence of the liberal culture of other people, the statistics show, in a population of twelve millions, a superior grade of higher schools, and 11,158 primary schools, with 17,853 teachers and an attendance of 1,645,816 children, or 13 1-2 per cent. of the population. The recruits from the German provinces show the smallest percentage of illiterate; the greater number of this class came from Hungarian and Slavonic provinces. Of the conscripts of 1868, could write: from Austria proper, ninety per cent.; from Bohemia, fifty, and from Dalmatia, five per cent. Austria has eight universities, with 6,702 students, at an expense of 1,122,823 florins; eight higher technical schools, with 1,823 students; 125 theological schools, with 3,905 students; five law schools, with 625 students; 22 forest and agricultural schools; 227 gymnasia, with 51,859 pupils, and 48 real schools, with 11,387 pupils.

SPAIN, with a population of nearly seventeen millions had in 1860, the following schools:

Primary schools for boys, 6,217 complete and 5,241 incomplete; 187 temporary, 242 higher schools. Schools for girls, 4,471 complete, 848 incomplete; 72 temporary, and 14 high schools; 4,155 private schools, together 24,858, attended by 1,101,529 pupils of which 100,000 were below the age of six, or about six per cent. of the whole population. The expenses for the common schools were 61,589,465 reals or \$10,000,000. The secondary schools were attended by 21,478 pupils, and the eight universities by 8,611 students.



## Of the inhabitants according to the census of 1860 :

	Male.	Female	Together.
Could read and write.....	2,418,944	716,071	3,130,015
read but not write.....	8,165,65	389,035	795,660
neither read nor write.....	5,034,608	6,882,807	11,817,415

If we deduct one-third of the illiterate for the children under fourteen years of age, there remains eight million adult illiterates or about one-half of the population over fourteen years of age. Every tenth adult female can read and write and every sixth can read.

ITALY, with a population of over twenty-five million, and four million of children between the ages of 6 and 14, had in 1864 81,675 schools for primary instruction, with 1,681,296 pupils, or a little over 6 per cent. of the population, instructed by 49,246 teachers. Two-thirds of the schools are public; one third private. The average expense of each public school is 575 francs. Of the total amount of money expended for primary education the government contributed 0,066, the provinces 0,022, the communes 0,761, the remaining 0,161 are derived from rents and different revenues.

The number of secondary and technical schools in 1864 was 1,029, with 53,432 pupils, of which institutions a large proportion is under ecclesiastical control. The government contributed to the support of these schools 4,234,286 francs. The expense of educating one pupil in these secondary schools (lyceums, gymnasiums and technical schools) is about \$36. There are twenty universities, fifteen under the direction of the government and five independent, with about 6,000 students.

The amount of the budget of the minister of public instruction for 1866 was \$2,865,786, of which \$617,044 was for secondary, \$206,788 for primary education, and \$2,041,954 for the higher schools and universities.

The census of 1860 shows that out of 1,000 inhabitants there could neither read nor write :

	Male.	Female.
In the Northern province .....	461	674
Middle Italy.....	641	750
Naples and Sicily .....	835	985

This indicates that more than half of the adult population is illiterate.

GREECE, with a population of 1,100,000, and 180,000 children of school age, has 450 public and private schools, attended by 52,000 pupils, instructed by 875 male and female teachers. Greece has also 79 Hellenic schools, with 5,384 pupils and 150 teachers; seven gymnasiums with 50 professors and 1,500 pupils, and one university at Athens with 600 students.

**BELGIUM**, with a population of 4,781,957, and 750,000 children of school age, had in 1860, 6,498 common schools, of which 2,809 were communal schools, founded, supported and administered by the communes, the rest were private and free private schools, usually those of denominational orders. The communal schools employ 8,700 male and female teachers, at an expense of four and a half million of dollars. The average salary of a teacher in cities, is \$240, in the country \$180. 880,000 children receive instruction in the communal schools, and over 150,000 in the denominational schools. Belgium has also superior elementary or high schools, secondary or preparatory to the University, and known as Atheneums, but fully one half those higher schools are under the influence and control of the Catholic clergy. About 35 to 40 per cent. of the adult population are illiterate.

**HOLLAND**, with a population of 3,809,128 and over 50,000 children between the ages of six and fourteen years, has nearly 2,500 public primary schools, with 5,000 teachers and assistants, instructing 320,000 pupils. There are 1,000 private schools with 2,000 male and 1,000 female teachers, giving instruction to 80,000 pupils; altogether 400,000 pupils, or about 12 per cent. of the whole population. Secondary education is furnished in sixty-four grammar schools and gymnasiums, attended by 1,818 pupils. The three universities are attended by 1,395 students. Adult illiterate population from 15 to 20 per cent. Of the 9,930 conscripts of 1861, could read and write, 7,722—78 per cent.; only read, 256—2 1-2 per cent; neither read nor write, 1,828—19 per cent.

**SWEDEN**.—Of the children between the ages of 8 and 15 years, 71 per cent. attend school. At the regular schools there are 2,065 teachers employed; besides there are 880 traveling teachers engaged, who instruct at 1,600 itinerant schools, held for a few weeks, or a few days in the week, and furnishing some instruction to about 150,000 pupils. The higher public schools are attended by 6,000, and the private schools by 20,000 pupils; 150,000 are educated at home, making a total of nearly 500,000 children.

Secondary education is given in grammar schools, gymnasiums and apologist schools; there are also 8 normal and a good number of technical schools, two universities with 77 professors and 1,800 students.

**NORWAY** is so sparsely peopled for the area occupied, that the maintenance of permanent schools is not practicable. There are about 200 traveling schoolmasters, carrying the bread of knowledge to about 150,000 children. Of permanent district schools there are some 200, educating about 20,000 children. In towns and cities are higher schools and colleges for preparation for the university at Christiana, with thirty professors and 1,000 students.

**RUSSIA**—With a population of 74 million, has 8,227 schools, attended by 450,000 pupils, or one for every 143 inhabitants. Russia proper, had in 1858, 5,432 schools, with 133,618 pupils, of whom 4,982 were university students; 3 lyceums with 800 pupils and 90 gymnasiums with 23,800 pupils. Besides those there are in the province of Warsaw 1,451 schools with 76,050 pupils; Russia has also 70 theological seminaries, law schools, schools of medicine, agricultural, mining and naval schools. The government appropriates 6 millions of rubels (four and a half million dollars) for educational purposes. It is also reported, that since the peasantry got emancipated a good deal has been done for the common schools.

**TURKEY**—There are 12,478 Turkish schools, with 12,740 teachers and 867,930 pupils; 2,562 Christian schools, with 3,122 teachers and 188,887 pupils.

**BRAZIL**—With a population of 12,000,000, has 107,000 pupils receiving instruction, or one pupil to every 120 inhabitants, but it is said that a large number of private schools are not included in the above statement.

The number of pupils in the secondary schools is estimated at 7,500.

*TABLE showing the Expenditures for Education, Science and Art in the European States.*

	Expenses for Education, Science and Art, millions of thalers.	Percentage of all the governmental expenditures.	Per capita of the population, thirs.
France.....	9,060,000	1.7	0.24
Great Britain .....	9,512,000	2.2	0.33
Italy.....	8,756,000	1.9	0.17
Prussia.....	2,679,000	2.8	0.15
Austria.....	2,522,000	1.0	0.07
Bavaria.....	1,054,000	3.6	0.22
Saxony.....	0,406,000	3.6	0.18
Hanover.....	0,367,000	3.7	0.19
Wurtemberg.....	0,541,000	6.6	0.31
Baden.....	0,427,000	5.2	0.31
Hesse Darmstadt.....	0,135,000	3.5	0.16
Hesse-Cassel.....	0,326,000	7.6	0.44
Nassau.....	0,159,000	6.0	0.35
Switzerland.....	1,138,000	11.4	0.46
Bern.....	0,281,000	16.2	0.60
Zurich.....	0,208,000	21.5	0.76

These sums are appropriated by the respective governments for the purposes indicated, and do not include the expenses of cities, towns and the people at large for the same purposes. The total expenditures for education, science and art in the European countries must be more than a hundred millions of dollars.

*TABLE showing the percentage of School Attendance and Illiteracy in the different Countries.*

Germany.....	16.50 of pop. go to school.	2 per cent. illiterate.
United States... 20.00.....	do.....	9½...with former slaves, 20.
Scandinavia.....	18.....do.....	10...estimated.
German Austria..	13.....do.....	10-25.....do.....
France.....	11.....do.....	35-40.....do.....
Great Britain....	9.....do.....	35-40.....do.....
Holland.....	13.....do.....	18-20.....do.....
Belgium.....	11.....do.....	35-40.....do.....
Italy.....	7.....do.....	50-60.....do.....
Spain.....	6.....do.....	50-60.....do.....
Austria.....	7.....do.....	50-70.....do.....
Russia.....	0.8.....do.....	90-95.....do.....
Brazil.....	1.....do.....	90-95.....do.....



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628, A., to authorize the supervisors of Trempealeau county to levy a tax..... 521 705 777 833 867	
712, A., to fix salary of superintendent of schools in Trempealeau county, 541 633 693 694 736 952 955 1009 1043	
717, A., relating to taxes on certain real estate in Trempealeau county..... .. 542 619 691 694 766 824 895 934	

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126, A., amending code relating to ..... 88 193 206 224 327 348
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340, A., relating to, in Milwaukee ..... 248 261 272 415 430 556
393, A., legalizing, in Chippewa county, 307 357 376 513 551 565 602 672 706.
401, A., relating to collection of taxes, 307 464 532 533 549 568 607 646 966 798 946 1006 1035.

**ASSESSMENT AND COLLECTION OF TAXES—(continued)—**

- No. 407, A., legalizing, in Shawano county.. 308 345 589 614 682 746  
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 683, A., repealing act of 1871, relating to, 538 732 772 774 953  
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 687, A., amending act of 1868, relating to..... 538 617 690 728  
 691, A., same ..... 539 856 892 922 969 1028 1032 1048  
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 722, A., relating to county taxes..... 543 617 691 694  
 87, S., relating to, in Kenosha ..... 81 101 150  
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 235, S., amending act of 1870, relating to, 684 718 732 774 775  
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- No. 175, A., to create office of..... 130 214 217 634 686

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- No. 708, A., to town of Eagle Point.. 541 708 771 774 954 1009 1043

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- No. 91, A., to compel..... 58 360 445 447 581 749 850

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**ATWATER, ALLEN H., bills introduced by—**

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- No. 291, A., to incorporate, 226 390 478 481 647 677 955 1023 1047

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- No. 561, A., amending charter of, 424 474 582 588 646 765 824 895 903

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AYERS, D. O., bills introduced by—

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133, A., to incorporate the Green Bay and Superior Railroad  
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308, A., extending limits of West Depere, 284 330 417 419 483  
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BACON, ORRIN, bills introduced by—

- No. 289, A., to change the name of William Thomas Balfinch, 221 264  
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BADGER STATE MINING AND SMELTING COMPANY—

- No. 332, A., to incorporate, 295 389 477 481 577 605 629 656 748 750

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- No. 530, A., relating to in criminal cases, 406 594 665 668 688 946  
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BAILEY, ELIHU, bills introduced by—

- No. 37, A., relating to justices' courts..... 25 162 169 190  
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92, A., relating to tolls for grinding..... 58 118  
486, A., to legalize acts of certain school district officers, 377 529  
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526, A., to detach territory from town of Sylvan and attach  
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530, A., authorizing R. M. Miller to keep a ferry across the  
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**BAKER, JOHN A., bills introduced by—**

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- 282, A., to consolidate laws relating to state prison, 220 227 447  
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- 308, A., to change the name of Amund Kjestolson, 234 233 325  
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- 336, A., for court commissioners in the village of Waupun, 248  
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- 508, A., to change the name of Charles Ransier, 384 448 533 549  
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- 509, A., providing stationery to engineer and firemen of capital ..... 384 644 769 786
- 620, A., amending the charter of the village of Waupun, 473 510  
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- 624, A., for repayment to towns in Fond du Lac county costs  
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791 792 950 952 968 994 1033.
- 659, A., to appropriate to Seymour Wilcox, for state prison  
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**BAKER, ROBERT A.—**

- No. 692, A., appropriation to..... 539 721 772 775 854

**BALL, H. J., bills introduced by—**

- No. 132, A., authorizing school district No. 8, town of Sullivan to  
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**BANKERS—**

- No. 730, A., amending act of 1868, requiring reports from unorganized  
banks and bankers..... 544 715 772 775
- 56, A., amending act of 1868, as above recited, 37 123 205 207  
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**BANKS—**

- No. 437, A., to incorporate the Menasha Savings Bank, 377 475 532  
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- 525, A., to incorporate the Savings Bank of Ripon, 405, 475 532  
588 647 677 956 1026 1045.
- 555, A., to incorporate the Savings Bank of Mauston, 423 578 664  
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- 569, A., to incorporate the Black River Falls Savings Bank, 457  
576 664 668 688 956 1006 1035.

**BARABOO, village—**

- No. 396, A., amending charter, 307 389 478 481 550 566 722 848 902

**BARABOO AIR LINE RAILROAD—**

- No. 366, A., to enable city of Madison to aid, 265 331 375 473 569  
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- 535, A., authorizing trustees of Hospital for Insane to convey  
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- 53, S., amending charter of..... 115 123 150
- 91, S., authorizing consolidation with Chicago and North-  
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**BARNARD, HENRY O., bills introduced by—**

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561, A., to amend charter of the village of Avoca, 424 474 582 583 646 765 824 895 902.		
595, A., to extend the time for the collection of taxes in Iowa county.....	458	509 585 588 720 822 866 894
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**BATE, JAMES A., bills introduced by—**

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119, A., relating to price of swamp and overflowed lands, 80 111 121 122 257 270 286 494.		
120, A., authorizing Albert Taylor to keep a ferry across Chippewa river .....	80	108 121 122 240 267 287 339
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283, A., legalizing acts of supervisors of Dunn county, 220 359 466 532 533 549 565 752.		
324, A., to improve the navigation of Chippewa river, 227 260 273 290 292 293 1037.		
322, A., Authorizing Jas. Mitchell and others to construct booms on Chippewa river, 246 358 446 448 465 503 706 785 763 890.		
323, A., to incorporate the Chippewa Falls Maennereher, 246 417 419		
324, A., conferring civil and criminal jurisdiction on the county court of Chippewa county....	246	333 334 525 630 642
398, A., legalizing assessment and levy of taxes in Chippewa county.....	307	359 376 518 551 565 602 672 706
606, A., to extend the time for the collection of taxes in Menomonee.....	459	513 535 538 627 765 798 830
698, A., authorizing dam on Oconto river .....	540	708 771 775
699, A., authorizing Anson Eldred to construct dams, 540 655 775 783.		
702, A., amending act authorizing Geo. Lerwich to build dams on Oconto river.....	540	655 770 774 783
703, A., relating to publication of delinquent list in German newspapers.....	540	883 890 987 1037 1041 1046
704, A., amending act to prohibit obstructions in Oconto river, 540 655 770 774 783.		
705, A., relative to expenditure of drainage fund in town of Red Cedar.....	541	790 834 836 887 967 1026 1045
706, A., amending act authorizing Albert Taylor to keep a ferry across Chippewa river, 541 893 941 948 1032 1037 1042		
708, A., to attach territory to town of Eagle Point, 541 708 771 774 954 1009 1043.		
709, A., defining duties of lumber inspector of districts No. 3, 6, 7 and 9, 541 746 773 774.		
728, A., amending act of 1870 providing for protection of lands granted by congress to aid Sturgeon Bay Ship Canal, 543 893 941 943 970 971 1037 1040 1047.		

**BARNES, HENRY W., bills introduced by—**

- No. 104, A., to incorporate the Union Church Association of  
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 541, A., to extend the time for the collection of taxes in Gra-  
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 675, A., amending charter of the city of Darlington, 587 624 690  
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**BAYFIELD GAS LIGHT COMPANY—**

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**BAYFIELD AND ST. CROIX RAILROAD COMPANY—**

- No. 452, A., amending charter of, 353 449 532 533 543 567 723 740  
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 453, A., to legalize proceedings of stockholders of, 353 408 480 481  
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 478, A., amending charter of..... 356 575 676  
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**BAY VIEW AND CITY OMNIBUS COMPANY—**

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**BEAVER DAM, city—**

- No. 42, S., amending charter..... 142 148 367 527 530 662

**BEAVER DAM CEMETERY—**

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**BEEET SUGAR—**

- No. 10, A., amending charter of company for manufacture of, 14 59  
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**BELLE PRAIRIE, town—**

- No. 295, S., to attach territory to..... 685 718 932 943

**BELOIT, city—**

- No. 349, A., amending charter of..... 263 312 414 440 557

**BELOIT CITY SCHOOL BOARD—**

- No. 375, A., to issue bonds to pay up old bonds, etc., 285 322 418 419  
 482 503 706 717 777 823 867.

**BELOIT WATER POWER COMPANY—**

- No. 582, A., to incorporate..... 456 576 611 638 657 748 749

**BERLIN, city—**

- No. 184, S., amending charter..... 563 564 662

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435 455 472 486 508 518 520 535 758 788 888 938 956 1081.

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**BLACK RIVER FALLS, village—**

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**BLACK RIVER FALLS SAVINGS BANK—**

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**BLAKE, L. B., bills introduced by—**

No. 157, A., to incorporate Immanuel Church of Racine, 107 167 194  
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207, A., to enable city of Racine to readjust its corporate debt, 148  
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428, A., to incorporate the North Bay Company, 324 510 584 588  
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429, A., providing fire escapes in hotels, 324 595 631 765 824 895  
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448, A., to incorporate the German English School Association  
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494, A., authorizing trustees of Evergreen Cemetery to sell  
portion of their grounds, 378 449 532 538 549 566 720  
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500, A., to incorporate the Wisconsin State Railroad Company, 383  
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520, A., relating to time of annual meeting of Burlington  
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587, A., for relief to city of Racine ..... 456 561 613 682 696

588, A., amending charter of city of Racine, 457 561 613 682 696

616, A., relative to taxing vessels ..... 472 507

742, A., to incorporate the Horse Railroad Company of Racine, 546  
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749, A., amending charter city of Racine, 546 760 826 870 871  
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**BLAKE, SARAH—**

No. 689, A., to change the name of, 508 592 666 668 720 777 863 867

**BLIND, Institution for—**

No. 84, S., appropriation for..... 186 187 196 197 208 278

**BOARD OF EDUCATION OF WELSH CALVANISTIC METHODISTS—**

No. 210, A., to incorporate ..... 157 202 206 207 244 258 394 440 557

**BOARD OF PUBLIC WORKS—**

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484, A., relating to in Milwaukee..... 325 763 849 860 923 984

**BOARDS OF REGISTRY—**

No. 623, A., relating to duties of, 486 595 659 772 786 792 951 1009 1036.

**BOARDS OF REVIEW—**

No. 760, A., to legalize in town of Hancock ..... 546

**BOARDS OF SUPERVISORS—**

No. 664, A., providing for codification of laws relating to duties of, 521 593 666 668.

**BOARDING HOUSE KEEPERS—**

No. 60, A., for protection of..... 33 68 76 82 118 206 229 250 339

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160, A., authorizing town of Fredonia to issue, 107 161 163 206 206 207 243 258 415 440 556.

179, A., authorizing village of Alma to issue, 138 177 178 211 221 336 338.

217, A., to authorize county of Fond du Lac to issue, 158 216 217 238 239 260 273 752.

380, A., authorizing city of Oconto to issue, 247 358 446 448 512 552 705 733 761 829.

375, A., authorizing Beloit City School Board to issue, 285 332 418 419 482 508 706 717 777 833 867.

402, A., authorizing town of Winneconne to issue, 308 463 484 496 525 539.

473, A., city of Milwaukee to issue..... 355 763 945 1006 1034

544, A., city and town of Hudson to issue, 421 474 531 555 582 705 735 763 827.

573, A., to legalize the filing of B. Ringle, 435 492 583 588 706 734 761 828.

622, A., village of Sparta to issue, 486 554 587 588 627 723 779 833 868.

9, S., authorizing Western Union Railroad Company to guarantee payment of..... 60 109 121 122 150

210, S., relating to railroad bonds of Sheboygan county, 429 460 582 587 668.

287, S., amending act of 1870 authorizing Chicago and Northwestern Railroad Company to guarantee certain bonds..... 734 751

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271, S., same.....					954	

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No. 323, A., to authorize James Mitchell to construct, 246	358	446	448			
465	503	706	735	763	829.	
331, A., George E. More and J. P. More to construct, 247	556					
688	831	848	908.			
527, A., to incorporate the White River Dam, Log Driving and Boom Company, 406	451	533	646	677	967	968 1041
1048.						
157, S., Almon O. Allen, and others, to erect and maintain, 315						
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**BOROUGH OF FORT HOWARD—**

No. 404, A., amending act of incorporation, 308	359	356	358	397	967	
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733, A., same .....	544	838	839	952	1004	

**BORROWING MONEY—**

No. 59, A., joint school district No. 5, towns Lima and Clifton, Grant county.....	38	89	90	99	142	183 201 335 337
61, A., school district No. 2, borough of Fort Howard, 38	89	90				
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103, A., joint school district No. 1, village of Sheboygan Falls, 66						
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132, A., school district No. 8, town of Sullivan, 96	103	131	142			
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147, A., school district No. 1, town of Onalaska, 98	131	142	183			
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136, A., school district No. 5, town of Wauwatosa, 139,	555	775				
204, A., school district No. 11, town of Highland.....	143	555				
84, S., union school district No. 1, town of Monroe, 136	187	555				
89, S., school district No. 6, town of Shullsburg....	203	212	555			
90, S., school district No. 5, town of Belmont .....	203	212	555			
133, S., city of Manitowec.....	441	443	492	534	537	633

**BOSCOBEL, town—**

No. 678, A., to build a free bridge, 537	615	667	668	683	850	860 397
912	934.					

**BOSCOBEL AND CRAWFORD COUNTY BRIDGE COMPANY—**

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No. 170, A., of certain school districts to alter, 130	164	170	304	329		
633	692	693	737	768	956	1026 1045 1047.
233, A., of city of Stevens Point, to change, 159	330	374	375	412		
430	561	613	632	696.		
524, A., to legalize acts of supervisors of town of Seneca in changing certain boundaries .....	405	563	613	632	696	
679, A., to change, of certain school districts in Beloit and Tuttle .....	537	850				
222, S., of the towns of Farmington, Milford and Watertown, to change .....	635	719	829			

**BOUCHEY, SAMUEL M.—**

- No. 287, A., to change the name of..... 199 231 255 397 440

**BOUNTIES—**

- Res. No. 18, A., calling for detailed statement of amount paid, 137 153  
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**BOWEN, JEHEDIAH, bills introduced by—**

- No. 88, A., relating to municipal court of Ripon, 58 99 118 165 257  
270 311 493.  
185, A., providing aid for Sheboygan and Fond du Lac Railroad, 139  
188 300 326 410 495.  
187, A., authorizing Sheboygan and Fond du Lac Railroad  
Company to extend its road, 139 194 206 207 244 258  
528 597 649 661.  
217, A., for issue of bonds for court house, 158 216 217 238 239  
260 273 752.  
495, A., amending revised statutes, of elections, 378 631 658 770  
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525, A., to incorporate the Savings Bank of Ripon, 405 475 582  
588 647 667 956 1026 1045.

**BOYD, JOHN—**

- No. 246 S., appropriation to, 329 844 885 886 888 918 927 935 936  
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**BRALEY, A. B.,**

- Testimony of in bribery investigation ..... 802 807 814

**BREMNER, GEORGE, bills introduced by—**

- No. 105, A., to repeal act of 1868 relative to construction of drains, 67  
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150, A., relating to ditching swamp and marsh lands, 105 179 195  
196 222 723.  
399, A., to facilitate settlement of damages to lands overflowed, 307  
388 478 481.

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- No. 56, S., to change the name of ..... 93 101 131 188

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- Jt. Res. No. 55, S., providing for joint committee, 1018 1019 1020 1030  
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47, A., calling for signatures of the 41 who appealed to the  
governor ..... 1008 1018  
44, A., calling for original copy of paper signed by the 41, 1018  
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**BRIDGES—**

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205, A., authorizing city of Milwaukee to construct,	148 256 280
283 288 289 361 410 495.	
299, A., for construction of certain bridge,	238 709 771 775 792
793 955 1006 1035.	
403, A., authorizing town of Winneconne to construct,	308 463 484
496 525 559.	
419, A., authorizing city of Milwaukee to build,	323 665 668 950
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457, A., same.....	353
462, A., to refund purchase money expended for Pleasant street	
bridge approaches.....	354 599 665 668 688
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425, A., to amend the charter of Milwaukee,	324 721 852 853 934
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427, A., to authorize Milwaukee to raise money to build a court	
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671, A., to incorporate the Phoenix Mining Company,	536 624 690
694 736 955 1027 1044.	
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**FREE MASONS AND ODD FELLOWS—**

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**FREE GEMEINDE, of Milwaukee—**

No. 192, S., to incorporate the singing section of,	529 581 625 692 735
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**FRYER, NELSON, bills introduced by—**

No. 212, A., amending charter of the Northwestern Furniture Com-	
pany.....	157 208 229 250 338
312, A., amending revised statutes relating to county boards of	
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440, A., relating to claims against railroad companies,	351 450 492
583 588 703 733 761 829.	
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**GAGE, C. D.—**

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**GALESVILLE AND TREMPLEAU RAILROAD COMPANY—**

No. 523, A., to incorporate... 405 450 538 577 605 721 822 869 894

**GAME—**

No. 219, A., to amend act of 1870, for the preservation of, 158 213  
217 218, 242 258 562 949 968 994 1034.

540, A., to amend act of 1867, for the preservation of, 407 620  
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652, A., for the preservation of..... 520 615 667 716 968

664, A., To amend act of 1870, for preservation of, in certain  
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140, B., same ..... 441 443 512 586 587 590 663

**GARDNER, HENRY, AND A. WAREHAM—**

No. 162, A., To keep a ferry, 107 358 446 469 481 561 613 682 686

**GARNISHES—**

No. 603, A., relating to proceedings against, 459 594 665 668 716 998  
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656, A., amending act of 1869 relating to same.. 521 855 885 887

**GARNISHEE ACTIONS—**

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**GAS LIGHT COMPANY, of Fond du Lac—**

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**GENEVA, village—**

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**GERMAN ENGLISH SCHOOL ASSOCIATION—**

No. 448, A., to incorporate.... 352 489 588 588 627 767 781 848 902

**GERMAN EVANGELICAL LUTHERAN KREUZ GEMEINDE—**

No. 447, A., to incorporate ..... 352 625 668 765 823 896 901

**GERMAN NEWSPAPERS—**

No. 703, A., authorizing publication of delinquent list in, 540 883 890  
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GRAND AND PETIT JURORS—

No. 151, A., providing for dispensing with in the 11th circuit at certain terms ..... 106 148 183 201 386 387

GRAND RAPIDS, city and town—

No. 97, S., to extend the time for collection of taxes in, 299 227 368 427.

GRAND RAPIDS, town—

No. 149, S., to keep an office and hold elections in the city, 563 564 620 649 769 775 925.

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M. C. No. 1, S., to aid in construction of railroad from St. Croix to west end of Lake Superior ..... 10 100  
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GRANT RIVER AND MISSISSIPPI RAILROAD COMPANY—

No. 86, A., repealing charter..... 57 108 109 240 267 287 339

GRATIOT, town—

No. 514, A., extending time for collection of taxes in, 407 529 574 628 659.

GRAVE STONES—

No. 596, A., to protect manufacturers and dealers in, 456 855 885 887

GREEN BAY, city—

No. 581, A., to amend charter of, 455 585 588 626 727 794 848 859 897 951 985.

GREEN BAY AND MISSISSIPPI CANAL COMPANY—

No. 741, A., authorizing to sell and dispose of their rights and property,..... 546 837 741 736 792 793 952 1005 1086

**GREEN BAY AND LAKE PEPIN RAILROAD COMPANY—**

- No. 121, A., amending act of 1867 authorizing towns and counties  
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688, A., amending act of 1870 authorizing extension of road, 508  
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**GREEN BAY LITERARY INSTITUTE—**

- No. 46, A., to incorporate,..... 80 450 484 628 655 747 750

**GREEN BAY AND SUPERIOR RAILROAD COMPANY—**

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**GREEN LAKE COUNTY—**

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- No. 284, S., securing for soldiers' orphans ..... 954 1038

**GYMNASTIC ASSOCIATION, "SOKOL"—**

- No. 290, A., to incorporate, 226 297 372 375 483 503 706 717 823  
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**HALL, DANIEL, bills introduced by—**

- No. 102, A., to incorporate the Watertown Boot and Shoe Manufac-  
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127, A., for apportionment of school moneys to Watertown, 88 201  
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146, A., to extend the time for the collection of taxes in Water-  
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318, A., relating to appeals, writs of error, etc., 235 332 417 419  
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- No. 459, A., amending act of 1859, authorizing redemption of lands sold under foreclosure of mortgage, 353 491 533 610 646 677 904.  
 530, A., relating to bail in criminal cases, 406 594 685 668 638 946 1006 1034.  
 590, A., conferring on county courts certain powers, 457 594 665 668 658 946 1010 1036.  
 591, A., relating to sale of lands for unpaid taxes, 457 509 585 587  
 594, A., of limitation of actions..... 458 594 665 668  
 599, A., to amend charter of village of Fort Atkinson, 458 497 574 624 660.  
 682, A., of offenses against public property..... 437 594 666 668  
 641, A., to simplify proceedings for recovery of real estate, 508 594 666 668 949 994 1034.  
 656, A., concerning proceedings by garnishment.. 521 555 585 587  
 715, A., in relation to the preservation and use of testimony, 552 621 691 694.  
 720, A., to protect hotel keepers against fraud, 549 553 585 586 589 927.  
 752, A., to enable the town and village of Waterloo to settle its railroad debts,..... 547 591 931 967 992 1034.

**HALVERSON, H. G.—**

- No. 650, A., to change the name of, 520 592 666 668 721 777 823 866

**HAMILTON, town—**

- No. 296, S., to organize,..... 830 843 852 883 974 1029

**HAMMOND, JOHN, bills introduced by—**

- No. 349, A., to amend the charter of the city of Beloit, 263 312 414 440 557.  
 375, A., to authorize Beloit city school district board to issue bonds, 285 332 418 419 422 503 706 717 777 833 867  
 414, A., authorizing district board of school district No. 4, in Beloit to purchase school house, etc., 322 409 479 481 550 566 608 614 692 746.  
 475, A., to extend the time for the collection of taxes in Beloit..... 355 414 440 557  
 582, A., to incorporate the Beloit Water Power Company, 456 576 611 638 657 748 749.  
 679, A., to alter the boundaries of certain school districts, 537 550  
 680, A., to provide for a uniform system of text books to be used in schools ..... 537

**HAMMOND, town—**

- No. 645, A., amending act of 1866, authorizing to obtain right of way for Tomah and Lake St. Croix Railroad Company,..... 509 586 588 722 730 832 867

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- No. 168, S., to authorize the town of Port Washington to vote a tax to aid in building a harbor, 564 620 702 771 775 872  
 M. C., No. 7, A., for appropriation for harbor at Ahnapee, 295 342 361 496.  
 10, A., for completion of harbor improvement of St. John's river ..... 325 413 442 462 490 553  
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**HARRIS, JOSEPH, bills introduced by—**

- No. 12, A., amending charter of Hazel Green Mining Company, 15 69  
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397, A., authorizing school district No. 8, town of Platteville,  
to obtain a portion of the school fund, 307 409 479 481  
548 567 735 768 827.  
497, A., to incorporate the Craig Mining Company, 383 441 481 548  
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**HARRIS MANUFACTURING COMPANY—**

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- No. 259, S., to incorporate ..... 830 843 887 974 1038

**HASTER, ADOLPH—**

- No. 359, A., appropriation to, 264 593 665 668 689 724 764 823 896  
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**HAZEL GREEN MINING COMPANY—**

- No. 12, A., to amend charter of... 15 69 74 76 706 717 776 832 866

**HECLA FIRE INSURANCE COMPANY—**

- No. 597, A., to incorporate ..... 458 733 741 746 792 934 1006 1035

**HIER-AT-LAW—**

- No. 736, A., to constitute to A. G. E. Holmes, 544 666 668 946 1010  
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**HEIMDAL, K. O., bills introduced by—**

- No. 446, A., requiring owners of threshing machines to guard  
against accidents, 352 464 571 609 643 727 791 871 923  
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458, A., to fix the time when the levy of taxes shall attach to  
real estate ..... 353 408 481  
643, A., providing for sealer of weights and measures in the  
several towns.... 508 596 666 668 689 766 823 897 901  
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**HIGHLAND, town—**

- No. 432, A., treasurer to pay over certain moneys to overseer of  
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- No. 14, A., to amend act providing for county system, 20 108 120 122  
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110, A., amending act providing for, in village plats, 67 108 121 122  
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 482, A., treasurer of Highland to pay certain moneys to overseers of..... 324 375 447 448 483 504 548 904  
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 624, A., legalizing, on line between Milwaukee and Wauwatosa, 486 704 734 761 828.  
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 710, A., relating to highway damages in Neenah, 541 618 619 658 770 774 955 1025 1044.  
 711, A., to legalize locating in county of Winnebago, 541 701 771 774 792 1009 1036.  
 101, S., amending act of 1869, codifying laws relating to, 299 300 332 445 447 944.  
 188, S., amending act of 1863, relating to laying out highways, 628 659 701 771 775 924.  
 240, S., amending act of 1869, codifying laws relating to, 684 717 781 773 775 1042.

**HIGH SCHOOLS—**

- No. 714, A., authorizing counties to establish and maintain, 542 776 884 928.

**HILLS, L. B.—**

- No. 74, S., appropriation to . . . . . 315 316 374 375 398 426

**HINKLEY, L. D., bills introduced by—**

- No. 156, A., to appropriate to St. Mary's Orphan Asylum \$500, 107 251 292 346 357 452.  
 263, A., for government of foreign insurance companies, 199 339 417 419.  
 358, A., to amend the charter of Waukesha, 264 396 393 477 664 716.  
 371, A., to apportion school moneys to the town of Eagle, 279 360 446 448 492 503 704 733 761 827.

**HIXON, G. C., bills introduced by—**

- No. 518, A., authorizing aid to the Dunleith, La Crosse and St. Croix River Suore Railroad Company, 404 450 533 577 605 721 779 833 868.

**HOLLOWAY, J. O., bills introduced by—**

- No. 106, A., relative to the sale of lands for unpaid taxes, . . . . . 67 99

**HOLMES, ALBERT G. E.—**

- No. 736, A., constituting an heir-at-law of, 554 666 668 946 1010 1036

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- No. 136, A., appropriating \$1000 to..... 97 252 291 346 357 452

**HORSE RAILWAYS—**

- No. 700, A., providing for in Janesville ..... 540 622 691 694  
 742, A., same in Racine..... 546 767 836 955 1025 1044

**HOSKINS, W. L., bills introduced by—**

- No. 227, A., to incorporate the Waterloo Library and Dramatic Association..... 169 202 207 280 290 316 458 559 572 600

**HOPITAL FOR THE INSANE—**

- No. 98, A., conferring additional powers upon building commissioners for the new hospital at Oshkosh.... 59 78 111 182 185  
 535, A., trustees to convey right of way to Baraboo Air Line Railroad Company..... 407 481 549 566 705 784 782 828  
 566, A., to provide for the government of, 424 572 616 629 668 675 766 781 841 842 923 984.  
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 65, S., to prepare new asylum for patients, 396 397 479 481 501 560.  
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- No. 244, S., to regulate the use of kerosene in, 719 745 851 889 974  
 274, S., authorizing city of Prescott to aid in construction of, 684 718 854 855 889 974.

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- No. 21, S., changing name to State Reform School, then to Industrial School..... 167 218 216 218 223 240 272

**HOWARD AND GREEN BAY RAILROAD COMPANY—**

- No. 316, A., amending charter of, 235 331 417 419 488 723 779 833 868.

**HOWE, W. H.—**

- No. 646, A., to build a pier into Lake Michigan, 509 611 667 668 952 1006 1035.

**HOYE, JAMES, bills introduced by—**

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 280, A., relating to collection of demands against ships, boats and vessels..... 229 269 302 308 365 391 673  
 297, A., to change the name of Mary Elizabeth Wilhama, 233 269 297 372 375 412 480 529 597 649 661 830.  
 280, A., to incorporate the Bay View and City Omnibus Company..... 232 298 709 772 775  
 732, A., to levy a special tax in Milwaukee, 544 626 691 692 737 768 949 1006 1027 1035.

HOYT, C. M., bills introduced by—

- No. 55, A., for special tax on fourth ward of Milwaukee, 37 256 283  
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457, A., to authorize city of Milwaukee to build a bridge across  
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HOYT, . W., bills introduced by—

- No. 162, A., to authorize Henry Gardner and A. Wareham to keep  
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540, A., relative to preservation of game.... 207 620 689 694

HUDSON, city and town—

- No. 544, A., to issue bonds,... 421, 474 531 555 582 705 755 763 827

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- No. 645, A., amending act authorizing to aid to obtain right of way  
for Tomah and St. Croix Railroad Company, 509 586 588  
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HUMPHREY, L. O., bills introduced by—

- No. 329, A., to obtain portion of school fund for school district, 247  
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352, A., for same to joint school district No. 1, towns of Bloom-  
ing Grove and Burke, 263 360 446 448 483 502 704 735  
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- No. 147, S., to prevent in Door county..... 442 443 512 586 587 663

HUNTINGDON MANUFACTURING COMPANY—

- No. 224, A., to incorporate, 159 267 282 283 334 370 723 740 923  
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HUNTLEY, ELLEN GRACE—

- No. 134, S., to make her heir-at-law of Geo. W. Huntley, 396, 397 509  
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- No. 75, A., to repeal charter of, 44 271 282 283 365 391 562 613 682  
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• M. C. No. 2, A., for the protection of, landing at New York or Boston, ..... 81 995

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21, A., the Spring Grove Union Church Society, 20 69 76 81 113  
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- 100, A., the Watertown Boot and Shoe Manufacturing Association ..... 66 110 121 122 230 241 267 286 340
- 104, A., A., the Union Church Association of Wicota, 67 110 121  
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- 109, A., the Wausau Boom Company, 67 89 140 240 241 267 335  
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- 122, A., the Madison Woolen Mills, 80 110 121 122 187 229 250  
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- 126, A., the Depere Iron Works, 88, 110 121 122 123 162 169 191  
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- 129, A., the Springfield Mite Association, 88 202 206 207 255 427  
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- 149, A., the Western Artificial Stone Manufacturing Company, 105  
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- 157, A., the Immanuel Church of the city of Racine, 107 167 194  
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- 155, A., the Fox Lake Agricultural and Mechanical Association, 108  
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- 173, A., the Appleton Savings Bank, 130 165 238 260 261 288 290  
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- 188, A., the Potosi and Mississippi Railroad Company, 139 268 336  
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- 129, A., the Madison Yacht Club, 140 202 206 207 238 239 427  
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- 210, A., the Board of Education of Welsh Calvinistic Methodists  
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- 216, A., the Morrison Creek Lumber Company, 158 214 217 238 239  
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- 221, A., the Sclavanaka Association, 158 202 207 244 259 427 439  
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- 227, A., the Waterloo Library and Dramatic Association, 159 202  
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- 230, A., the village of Marquesan, 159 214 217 280 290 427 574 628  
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- 236, A., the Bayfield Gas Light Company, 160 390 447 448 482 502  
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- 239, A., the Wagon Landing Dam and Mill Company, 174 251 281  
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- 240, A., the St. John the Baptist Benevolent Society of the  
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- 243, A., the Lake Geneva Seminary, 175 268 282 283 334 370 529  
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- 254, A., the village of Stawano, 198 238 282 283 365 399 526 694  
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- 261, A., the Wood County Improvement and Construction Com-  
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- No. 274, A., to incorporate the Eau Claire, Alma and Winona Railroad Company, 211 389 447 448 482 502 721 1026 1044
- 290, A., the Gymnastic Association, Sokol, 226 297 372 375 483 503 706 717 823 896 901.
- 291, A., village of Augusta, 226 390 478 481 647 677 955 1033 1047.
- 298, A., the Bay View and City Omnibus Company, 233 296 709 772 775.
- 301, A., the Peshtigo River Improvement Company, 233 576 611 629 655 747 750.
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- 374, A., the Phillips-Colby Manufacturing and Construction Company, 285 329 390 477 481 549 552 601 614 662 746.
- 383, A., the Badger State Mining and Smelting Company, 295 389 477 481 577 605 629 656 748 750.
- 394, A., the Stevens Point Driving Park Association, 297 389 478 481 547 566 722 777 822 867.
- 400, A., the Mauston Iron Manufacturing Company, 307 389 478 481 549 566 723 740 822 866 895.
- 408, A., the Madleen Driving Park Association, 308 390 478 481 547 566 722 778 835 869.
- 420, A., the Scandiansvian Brother Association, 323 625 668 688 904 1010 1036.
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11, A., for relief of farm mortgagors of this state,	356 670 736 911 912 920 1010 1036.
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14, A., for post office and custom house at Racine,	535 635 741 784 792 793 952 1033 1047.
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608, A., to purchase a public park,	459 511 535 538 626 720 773 834 868.

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129, A., to incorporate the Springfield Mite Association, 88 202	206 207 255 427 439 558.
243, A., to incorporate the Lake Geneva Seminary, 175 268 282	283 334 370 529 574 623 660.
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604, A., of estates for life.....	459 595 665 668 670 1000	
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**MEYER, C. G., bills introduced by—**

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310, A., relative to investment of license moneys in Fredonia, 235  
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441, A., relating to accidents from certain machines, 351 464 571  
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**MINNILLS, U. D., bills introduced by—**

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383, A., to incorporate the Badger State Mining and Smelting  
Company... 259 389 477 481 577 605 629 656 748 750

415, A., appraisal and sale of lands in 4th and 5th wards of  
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519, A., to encourage the manufacture of iron, 405 449 538 670 707

654, A., consolidation of laws relating to powers and duties of  
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**MILFORD, town—**

No. 222, S., to change the boundaries of..... 685 719 829

**MILLER, FRED.—**

No. 285, A., to keep ferry across the Mississippi river, 160 358 446 469  
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**MILITIA—**

No. 284, A., relating to organization of..... 22 163 190 243 258 589

**MILL CREEK IMPROVEMENT AND LOG DRIVING COMPANY—**

No. 673, A., to incorporate ..... 537 656 770 774 967 968 1041 1046

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No. 550, A., to keep ferry across the Wisconsin river, 422 511 584 588  
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**MILWAUKEE BATHING INSTITUTION—**

No. 145, S., to incorporate..... 442 443 510 586 589 764 925

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593, A., same .....	458 788 772 775
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433, A., to file stipulations in, 325 577 580 733 772 799 860 864 873 950 957 1033.	
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**MILWAUKEE HOSPITAL—**

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**MILWAUKEE LIEDERTAFEL—**

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**MILWAUKEE MECHANICS MUTUAL INSURANCE COMPANY—**

No. 460, A., amending charter of, 354 449 532 533 549 567 766 798  
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215, S., same..... 954 987 1088

**MILWAUKEE AND NORTHERN RAILROAD COMPANY—**

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373, A., amending act authorizing aid to, 285 331 418 419 525 570  
622 680 716 751 822 869 894.  
395, A., amending charter of, 297 388 478 517 549 568 622 677  
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**MILWAUKEE ORPHAN ASYLUM—**

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**MILWAUKEE PROTECTIVE BREWERS' ASSOCIATION—**

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**MILWAUKEE PROTESTANT ORPHAN ASYLUM—**

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No. 515, A., amending act of 1869, relating to, 885 491 583 588 646  
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**MONITOR AND NORTHWESTERN SILVER MINING COMPANY—**

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**MONTGOMERY, E., bills introduced by—**

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608 767 781 848 899.  
831, A., to authorize E. & J. P. Moore to maintain booms in  
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**MORGAN, F. A., bills introduced by—**

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**MORRISON CREEK LUMBER COMPANY—**

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**MOULTON, P. G., bills introduced by—**

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**MUTUAL INSURANCE COMPANY OF HERMAN'S SONS—**

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**NECEDAH, town and village—**

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**NEENAH, village—**

No. 608, A., to maintain a public park, 459 511 585 588 626 720 778  
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629, A., to improve streets and highways, 487 624 690 694 736 955  
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729, A., relating to municipal powers, 543 621 691 694 736 949  
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**NEILLSVILLE AND HUMBIRD RAILROAD COMPANY—**

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**NEUBERG GERMAN READING SOCIETY—**

No. 686, A., to incorporate..... 538 684 693 727 768 954 1006 1084

**NEW LONDON, village—**

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**NICHOLS, ARCHIBALD, bills introduced by—**

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 148, A., legalizing acts of Aaron J. Brown. . . . 98 143 149 182 185  
 280, A., to incorporate the village of Markesan, 159 214 217 280  
 290 427 574 628 660 677.  
 262, A., to incorporate the Chester and Stevens Point Railroad Company, 199 265 282 283 335 370 522 528 649 660 845.  
 273, A., to regulate the sale of intoxicating drinks, 210 388 620 689 727 791 844.  
 278, A., to extend the time for selling lands for non payment of taxes in Kenosha county, 219 327 374 375 412 430 528 574 628 659.  
 607, A., to appropriate to Albert A. Lee a sum of money, 459 593. 665 668 689 724 764 824 895 901.  
 614, A., to incorporate the village of Dartford, 473 624 689 694 849 924 984.  
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 236, S., course of instruction in, for pupils of Soldiers' Orphans' Home . . . . . 563 564 633 684 886 887 935 995

**NORMAL SCHOOL BUILDING—**

- No. 103, S., city of La Crosse to aid . . . 315 316 360 447 448 467 560  
 726, A., city of Stevens Point to aid, 543 633 693 694 736 903 905 948 1037.

**NORTH BAY COMPANY—**

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**NORTHERN HOSPITAL FOR THE INSANE—**

- No. 65, S., to prepare for patients. . . . . 396 397 479 481 501 560  
 285, S., providing for completion. . . 685 718 773 775 781 842 872  
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**NORTH LA CROSSE, village—**

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**NORTHWESTERN PRINTING COMPANY—**

- No. 165, S., to incorporate. . . . . 475 493 550 587 663

**NORTHERN WISCONSIN AGRICULTURAL AND MECHANICAL ASSOCIATION—**

- No. 172, S., to incorporate. . . . . 908 905 929 942 943 1012

## NORTHWESTERN FURNITURE COMPANY—

No. 212, A., amending charter..... 157 208 229 250 338

## NORTHWESTERN ROOFING AND FELTING COMPANY—

No. 461, A., to incorporate..... 354 394 941 943 969 1023 1041 1047

## NORWEGIAN ACADEMY—

No. 208, S., village of Stoughton to aid by tax, 476 499 910 924 1012

## OAK CREEK, town—

No. 199, A., relating to highways in..... 147 302 303

## OAK DALE, town—

No. 484, A., extending time for collection of taxes, 376 526 596 648  
660.

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## OATHS TO WITNESSES—

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522 569.

704, A., amending same..... 540 655 770 774 783

## OGONOMOWOC, village—

No. 181, A., to amend charter, 89 164 170 191 361 362 431 465 502  
704 784 761 828.

## OCONTO, city—

No. 330, A., to build a certain road, 247 358 446 448 512 552 705 733  
761 829.

## OCONTO, county—

No. 352, A., extending time for collection of taxes, 263 315 361 410  
496.

## OCONTO RIVER—

No. 467, A., Anson Eldred to build dams on north branch of, 354 463  
506 575 664 668.

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471, A., amending act of 1852, authorizing Geo. Lerwick to  
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No. 155, A., to incorporate, 107 164 170 191 243 258 428 429 462 490  
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No. 87, S., amending revised statutes relating to, 298 338 445 446 468  
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GETLING, CHARLES, bills introduced by—

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of Abbott..... 520 624 690 694 908 948 1038

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No. 44, A., for trial of, upon information, 29 178 288 444 445 448 550  
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- 50, A., to amend charter of Wisconsin Reaper and Binder  
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- 95, A., authorizing school district No. 1, town of Blooming  
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- 96, A., extending provisions and rights of Central Wisconsin  
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- 192, A., to incorporate the Madison Yacht Club, 140 202 206 207  
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260, A., to reduce the valuation of..... 198 287 447

352, A., to extend the time for the collection of taxes in, 268 315  
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**SHEBOYGAN AND FOND DU LAC RAILROAD—**

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187, A., to extend its line to the Mississippi and increase its  
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624, A., authorizing repayment to towns in Fond du Lac county  
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213, A., amending act of 1870 providing tax receipt stub books for town, city and village treasurers, 157 287 260 261 327 348.  
304, A., to incorporate the Rock Prairie Railroad Company, 234 450 532 569 670 766 781 898 984.  
305, A., relating to County Agricultural Societies, 224 249 302 303 365 391 561 613 688 695.  
558, A., to extend the time for the collection of taxes in the town of La Prairie,..... 425 461 466 490 558  
623, A., relative to duties of boards of registry, 486 595 659 772 786 792 951 1009 1036.  
697, A., county board of Rock county to appoint a jailor, etc., 540 702 853 886 974.

**SHORES AND BANKS—**

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328, A., for apportionment of school money to school district No. 7, town of Holland, 247 386 478 481 549 565 706 735 763 827.  
499, A., to allow female tax-payers to vote at school district meetings..... 383 484 571 610 615 652  
569, A., to incorporate the Sheboygan Gas Light Company, 435 510 585 588 627 721 777 822 867.  
665, A., to amend the act of 1870 incorporating the Plymouth Lyceum..... 576 624 690 694 955 1009 1042



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**SMITH, O. R.—**

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**SMITH, WILLIAM E., bills introduced by—**

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